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LEGISLATIVE HISTORY

Private Law 85-353
S. 1805

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PRIVATE LAW 85-353

KHAPRA BEETLE ERADICATION PROGRAM PAYMENTS. Directs the Secretary of Agriculture to reimburse specified persons and firms for direct expenses incurred by them during the 1955 and 1956 fiscal years for the fumigation of premises in carrying out an eradication program against the khapra beetle. Such reimbursements are for costs incurred prior to enactment of Public Law 533, 84th Congress, which authorized the Department and cooperating States to assume the costs of fumigation which had theretofore been borne by persons and firms affected.

85TH CONGRESS
1ST SESSION

S. 1805

IN THE SENATE OF THE UNITED STATES

APRIL 4, 1957

Mr. GOLDWATER (for himself, Mr. CHAVEZ, and Mr. ANDERSON) introduced the following bill; which was read twice and referred to the Committee on Agriculture and Forestry

A BILL

For the relief of persons and firms for the direct expenses incurred by them for fumigation of premises in the control and eradication of the khapra beetle.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the Secretary of Agriculture is authorized and directed
4 to pay, out of the unobligated balance of funds appropriated
5 for the fiscal year 1956 in the Department of Agricul-
6 ture and Farm Credit Appropriation Act, 1956 (Public
7 Law 40), under the appropriation "Salaries and Expenses,
8 Agricultural Research Service, Plant and Animal Disease
9 and Pest Control," the following persons or firms in the
10 amounts set out after their names to reimburse said persons

1 or firms the direct expenses incurred during fiscal years
2 1955 and 1956 for fumigation of premises under the quar-
3 antine and supervision of the Agricultural Research Service
4 and appropriate State agencies for the eradication of the
5 khapra beetle and thereby provide equitable treatment to
6 said persons or firms who were required to bear these costs
7 prior to the policy established through the enactment of the
8 Second Supplemental Appropriation Act, 1956 (Public Law
9 533) :

10 Acme Bag and Burlap Company and Delinting and
11 Seed Treating Company, Phoenix, Arizona, \$1,200.00;
12 Advance Seed and Grain Company, Phoenix, Arizona,
13 \$9,445.88; Arizona Flour Mills Company, Casa Grande,
14 Arizona, \$7,548.00; Arizona Flour Mills Company, Glen-
15 dale, Arizona, \$3,092.20; Arizona Flour Mills Company,
16 Phoenix, Arizona, \$12,645.00; Arizona Flour Mills Com-
17 pany, Tuscon, Arizona, \$8,100.00; Arizona Grain and Stor-
18 age Company, Chandler, Arizona, \$5,400.00; Boyd and
19 Kuhn, Brawley, California, \$300.00; Browns Farm Store,
20 Phoenix, Arizona, \$95.00; Buckeye Feed and Seed Com-
21 pany, Incorporated, Buckeye, Arizona, \$6,400.00; Capital
22 Feed and Seed Company, Coolidge, Arizona, \$1,825.00;
23 Capital Feed and Seed, Gilbert, Arizona, \$2,449.90; Capital
24 Feed and Seed Company, Phoenix, Arizona, \$11,051.00;
25 Casey Seed Company, Phoenix, Arizona, \$912.00; Neal

1 Collins Farm, Yuma, Arizona, \$75.50; Curry County Grain
 2 and Elevator Company, Clovis, New Mexico, \$919.80;
 3 Desert Feed Store, Phoenix, Arizona, \$28.50; Edward Beals
 4 Feed Lot, San Luis, Arizona, \$54,000; Farm Equipment and
 5 Supply Company, Parker, Arizona, \$647.26; Farmers Co-
 6 operative Marketing Association, Roll, Arizona, \$1,175.00;
 7 Farmers Marketing Corporation, Yuma, Arizona, \$1,210.00;
 8 Farmers Marketing Corporation Mill, Yuma, Arizona,
 9 \$5,675.40; Feeder's Supply Company, Mesa, Arizona,
 10 \$225.00; H. P. Fites Ranch, Yuma, Arizona, \$116.00;
 11 Henry Frauenfelder Farm, Somerton, Arizona, \$147.14;
 12 Grubbs Hatchery, Yuma, Arizona, \$143.47; Hafley's
 13 Market Warehouse, Kingman, Arizona, \$50.23; C. A.
 14 Johnson Farm, Somerton, Arizona, \$112.50; Dave Johnson
 15 Farm, Somerton, Arizona, \$152.00; Frank Kornegay Farm,
 16 Yuma, Arizona, \$231.00; Henry Leivas Farm, Parker,
 17 Arizona, \$245.50; R. W. Livingston Farm, Yuma, Arizona,
 18 \$73.14; Long's Dairy, Buckeye, Arizona, \$280.00; Arthur
 19 McCoy Ranch, Yuma, Arizona, \$50.00; Pearl McCreary
 20 Ranch, Gilbert, Arizona, \$64.43; R. H. McElhaney Ranch,
 21 Wellton, Arizona, \$953.00; Northrup-King Company,
 22 Phoenix, Arizona, \$2,731.50; Northrup-King Seed Com-
 23 pany, Yuma, Arizona, \$60.00; Pablo Ortiz Farm, Yuma,
 24 Arizona, \$16.00; Phoenix Hay and Feed Company,
 25 Phoenix, Arizona, \$460.00; Pratt Feed and Supply Com-

pany, Phoenix, Arizona, \$675.00; Quick Seed and Feed Company, Phoenix, Arizona, \$1,829.00; R. F. Richter Feed Store, Parker, Arizona, \$131.51; Robert Seed Company, Texico, New Mexico, \$964.46; Saint Anthony's Ranch, Mecca, California, \$200.00; Shank Brothers Imperial Company, Brawley, California, \$300.00; Slone Grain Company, Portales, New Mexico, \$891.10;

Arthur Jannusch, Phoenix, Arizona, \$72.60; Sterner Farm, Goodyear, Arizona, \$65.50; Strange's Market Warehouse, Ajo, Arizona, \$45.50; Jesse P. Stump Farm, Tolle- son, Arizona, \$675.00; Hubert Thacker Farm, Yuma, Arizona, \$38.25; Valley Feed and Seed Company, Phoenix, Arizona, \$9,385.88; Western Grain Elevator Company, Mesa, Arizona, \$10,042.00; Whitman Seed Company, Yuma, Arizona, \$4,718.40; Worley Mills, Incorporated, Portales, New Mexico, \$1,664.00; and Yuma County Feed and Seed Company, Yuma, Arizona, \$154.16: *Provided*, That before payment is made these persons and firms shall submit certified vouchers in support of such claims for reimbursement of direct fumigation costs incurred by them.

SEC. 2. No part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the receipt of any sum in excess of said 10 per centum shall be

1 unlawful, any contract to the contrary notwithstanding. Any
2 person violating the provision of this Act shall be deemed
3 guilty of a misdemeanor and upon conviction thereof shall
4 be fined in any sum not exceeding \$1,000.

A BILL

For the relief of persons and firms for the direct expenses incurred by them for fumigation of premises in the control and eradication of the khapra beetle.

By Mr. GOLDWATER, Mr. CHAVEZ, and Mr.
ANDERSON

APRIL 4, 1957
Read twice and referred to the Committee on
Agriculture and Forestry

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued July 15, 1957
For actions of July 12 and 13, 1957
85th-1st, Nos. 122 & 123

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HIGHLIGHTS: Senate subcommittee ordered reported bills to: provide against dissemination of livestock and poultry diseases, prohibit onion futures trading, relieve persons of expense for kaphra beetle eradication, require use of humane slaughter methods, permit charges for grain standards inspection appeals, provide regulations and procedures for farmer-elected committee system, and protect public from communicable poultry diseases. Sen. Thye criticized butterfat imports from New Zealand.

SENATE - July 12, 1957

1. LIVESTOCK; POULTRY; GRAIN; COMMITTEES; COMMODITIES; INSECT CONTROL; HUMANE SLAUGHTER. The Agricultural Research and General Legislation Subcommittee ordered reported to the Agriculture and Forestry Committee the following bills (p. D645):

Without amendment:

- ~~S. 1628, to provide further protection against the dissemination of diseases of livestock or poultry;~~
- ~~S. 1756, to protect the public against communicable poultry diseases through the imposition of quarantines;~~
- ~~S. 2007, to permit this Department to charge fees for certain appeals of inspections under the Grain Standards Act;~~
- ~~S. 1436, to regulate the procedures under which the Soil Conservation and Domestic Allotment Act would be administered by democratically elected farmer committeemen; and~~
- ~~S. 778 and S. 1514, to amend the Commodity Exchange Act to prohibit trading in onion futures;~~

With amendment:

- S. 1805, to relieve certain persons of expenses connected with past eradication of the kaphra beetle; and
- S. 1497, to require humane methods in the slaughter of livestock and poultry.

2. APPROPRIATIONS. The Appropriations Committee reported with amendments H.R. 3090, the public works appropriation bill for 1958 (S. Rept. 609). p. 10312
3. FARM INCOME. Sen. O'Mahoney inserted an article on the decline of farm income in the Missouri Basin. p. 10326
4. DAIRY PRODUCTS; FOREIGN TRADE. Sen. Thye urged that imports of butterfat from New Zealand be stopped to prevent injury to American farmers. pp. 10334-5
5. PERSONNEL. Sens. Symington, Goldwater, Javits, and Stennis discussed the Cordiner report on professional and technical compensation in the Armed Services. pp. 10314-16
Sen. Green inserted correspondence with the Civil Service Commission concerning a political parties alleged advance information of Civil Service opening examinations. pp. 10321-2
6. FISCAL POLICY. Sen. Carlson inserted the statement of Sen. Byrd concluding the testimony of Treasury Secretary Humphrey before the Finance Committee, on inflation and interest rates. pp. 10371-2
7. ELECTRIFICATION. S. 2406, to authorize construction of improvement works on the Niagara River, remained the Senate's pending business. p. 10337

SENATE - July 13

8. CORN; RESEARCH. Sen. Curtis inserted two articles on the development of a species of corn 82% amylos starch, used in plastics. pp. 10446-7
9. BUDGET. Sen. Clark inserted a column alleging that the President had wavered about his own budget in agreeing that it might be cut. p. 10420
10. ATOMIC ENERGY. Sen. Wiley urged the development of financial protection against peacetime nuclear hazards, and inserted an article "Comment on the Atomic Industrial Forum Report on Financial Protection Against Atomic Hazards." pp. 10442-6
11. RECESSED until Mon., July 15. p. 10482

HOUSE - July 12

12. BUDGETING; EXPENDITURES. Reps. Cannon, Taber, and others discussed the Budget Bureau letter to the Federal agencies instructing them, according to Rep. Cannon, to keep 1953 expenditures "at or below the level for the fiscal year 1957." pp. 10385, 10386-87
13. NATIONAL DEFENSE. Received the quarterly report on borrowing authority from the Office of Defense Mobilization. p. 10413
14. LEGISLATIVE PROGRAM. Rep. McCormack announced that the Consent Calendar will be called Mon., July 15, to be followed by consideration, under suspension on the rules, of S. 1747, the poultry inspection bill, and H.R. 7576, to amend the Federal Civil Defense Act. After disposal of these measures S. 2130, the mutual security authorization bill, will be taken up. p. 10396
15. ADJOURNED until Mon., July 15. p. 10413

Senate July 31, 1957

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued August 1, 1957
For actions of July 31, 1957
85th-1st, No. 136

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HIGHLIGHTS: Senate committee ordered reported bills ~~to remove green peanuts from marketing penalties~~, to relieve persons of expense for kaphra beetle eradication, and to permit charges for grain standards inspection appeals. Sen. Johnson announced a motion will be made today to consider agricultural appropriation bill.

SENATE

1. PEANUTS; INSECT CONTROL; GRAIN STANDARDS; SURPLUS COMMODITIES; LAND. The Agriculture and Forestry Committee ordered reported the following bills:
Without amendment H.R. 6570, to exempt green peanuts from marketing quotas.
With amendment S. 1805, to relieve certain persons of expense for kaphra beetle eradication.
With amendment S. 2007, to permit charges for grain standards inspection appeals.
With amendment S. 1696, making surplus dairy commodities available to the Coast Guard and Merchant Marine Academies.
With amendment S. 1962, to convey certain USDA lands near Bowie, Md., to the Perkins Chapel Methodist Church. p. D711
2. TOBACCO. The Agriculture and Forestry Committee "indefinitely postponed further action on S. 2569, to terminate the price support program for tobacco." p. D711
3. FEED GRAINS. The Rules and Administration Committee reported without amendment S. Res. 168, to print this Department's report on the feed grain program (no report). p. 11870
4. LANDS. The Rules and Administration Committee reported without amendment S. Res. 169, to print the survey "National Policies on Federal Land Ownership" (no report). p. 11870

5. FOREIGN TRADE; SURPLUS COMMODITIES. Sen. Humphrey stated that the new provision in the Public Law 480 bill, allowing for loans to U.S. private enterprise abroad, would encourage more private investment, and inserted a speech by the President of Philco International Corp. on the possibilities in expanding American industry abroad. pp. 11885-9
6. DAIRY INDUSTRY. Received a Wis. Legislature resolution urging higher price supports for the dairy farmer until a self-help program is enacted, and requesting an investigation into the price spread between farm and consumer on dairy products. pp. 11869-70
7. WATER RESOURCES. Sen. Morse inserted an editorial criticizing the President's appointment of ex-Interior Secretary McKay to the International Joint Commission. pp. 11880-1
Sen. Church criticized the decision of an FPC examiner to license a private power company to build low dams at Pleasant Valley and Mountain Sheep, on the Snake River, and inserted two editorials criticizing the Administration's power policy. pp. 11883-4
8. FISCAL POLICY; PUBLIC DEBT. Sen. Humphrey inserted two articles on the rising interest rates on Government bonds and notes. pp. 11884-5
9. EDUCATIONAL EXCHANGE. Sen. Mundt inserted letters from participants in the International Farm Youth Exchange Program and discussed the values of the program. pp. 11889-90
10. LEGISLATIVE PROGRAM. Sen. Johnson announced that he would move to proceed to consideration of the defense and agriculture appropriation bills on Thurs., Aug. 1, after discussing the legislative situation with Sens. Morse, Holland, Chavez, and Lausche. pp. 11881-2, 11893-4, 11945-6

HOUSE

11. FORESTRY. Received the conference report on S. 469, to authorize the U.S. to defray the cost of assisting the Klamath Indians to prepare for termination of Federal supervision, and to defer sales of tribal property, including timberlands. pp. 11955, 12000 (H. Rept 946)
12. RECLAMATION. Passed as reported, 201 to 190, H.R. 2147, to provide for the construction by Interior of the San Angelo reclamation project, Tex.. Substituted the language of the bill as passed for that of a similar bill, S. 42, which was then passed. H.R. 2147 was tabled. pp. 11963-74
The Interior and Insular Affairs Committee reported with amendment H.R. 5679, to authorize the amendment of the irrigation repayment contract of Dec. 28, 1950, between the U.S. and the Mirage Flats Irrigation District, Nebr. (H. Rept. 954). p. 12001
13. ELECTRIFICATION. Debated H.R. 8643, to authorize the construction of certain works of improvement in the Niagara River for power. pp. 11974-92
Both Houses received the semiannual report of AEC. pp. 11869, 12000
14. WATER UTILIZATION. The Interior and Insular Affairs Committee reported with amendment S. 1556, to grant the consent of Congress to Mont., N. Dak., S. Dak., and Wyo., to negotiate a compact relating to their interest in, and the apportionment of, the waters of the Little Mo. River and its tributaries (H. Rept. 948). p. 12000

Senate - Aug. 1, 1957

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued
For actions of

August 2, 1957
August 1, 1957

85th-1st, No. 137

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	Personnel.....18,23,31	

HIGHLIGHTS: Senate adopted conference report on Agriculture appropriation bill. Rep. Cooley and others criticized USDA farm policies. Senate committee reported bills to remove green peanuts from marketing penalties, relieve certain persons of expense for khapra beetle eradication, permit charges for grain standards inspection appeals, and establish a research program to produce fish on flooded rice acreage. Sen. Neuberger criticized USDA objections to his bill to remove tobacco from price support list. Sen. Symington criticized proposed feed grains program. Reps. Cooley and Hill introduced bills to transfer certain functions under Packers and Stockyards Act to FTC.

SENATE

- 1. AGRICULTURAL APPROPRIATION BILL.** Agreed to the conference report on H.R. 7441, the agricultural appropriation bill for 1958. Concurred in the House amendment to the Senate amendment regarding acreage reserve payments. See Digest 117 for other items of interest. This bill will now be sent to the President. pp. 12090, 12099-12107
- 2. LANDS; DAIRY INDUSTRY; INSECT CONTROL; GRAIN STANDARDS; PEANUTS.** The Agriculture and Forestry Committee reported the following bills:
 - Without amendment H.R. 2259, to convey certain lands in Prairie County, Ark.. (S. Rept. 783);
 - With amendment S. 1962, to convey certain USDA land near Bowie, Md., to the Perkins Chapel Methodist Church (S. Rept. 784);
 - With amendments S. 1696, making surplus dairy commodities available to the Coast Guard and Merchant Marine Academies (S. Rept. 785);
 - With amendments S. 1805, to relieve certain persons of expense for khapra beetle eradication (S. Rept. 786);
 - With amendment S. 2007, to permit charges for grain standards inspection appeals (S. Rept. 787); and
 - Without amendment H.R. 6570, to exempt green peanuts from marketing quotas (S. Rept. 788). p. 12057

3. RESEARCH; RICE. The Interstate and Foreign Commerce Committee reported with amendments S. 1552, to authorize a research program on the production of fish on flooded rice acreage (S. Rept. 780). p. 12057
 4. APPROPRIATIONS. Adopted the conference report on H.R. 7665, Defense Department appropriation bill for 1958. This bill will now be sent to the President. pp. 12077-89
 5. FOREIGN AID. Senate conferees were appointed on S. 2130, the mutual security authorization bill. House conferees were appointed July 22. pp. 12089-90
 6. SMALL BUSINESS. By unanimous consent agreed to vote on S. 2504, to extend the Small Business Administration after one hour of debate on Fri., Aug. 2. p. 12154
 7. TOBACCO. Sen. Neuberger criticized the Department for what he termed an "adverse and frivolous reaction" to his proposal to remove tobacco from the list of basic crops qualifying for price supports, and inserted an article asserting that smoking causes lung cancer. pp. 12057-8
 8. FEED GRAINS. Sen. Symington inserted the Department's summary of proposals for a feed grains program and criticized these plans as giving "the farmer the kind of freedom which results in agricultural bankruptcy." pp. 12068-9
 9. WHEAT. Sen. Bricker urged enactment of a bill to exempt from penalties wheat grown for feed or seed used on the farm, and inserted articles and editorials concerning the legal efforts of an Ohio farmer to prevent ASC Committeemen from penalizing him for planting such penalty wheat. pp. 12073-5
 10. RECLAMATION; WATER RESOURCES. The Irrigation and Reclamation Subcommittee ordered reported to the Interior and Insular Affairs Committee the following bills:
 - S. 1031, authorizing construction of 7 units of the Greater Wenatchee Division of the Chief Joseph Project; and
 - S. 2431, granting Congressional consent to the Oregon-California compact in regard to the Klamath River Basin. p. D718
 11. WATER RESOURCES. Sen. Morse inserted an editorial alleging that ex-Interior Secretary McKay's appointment to the International Joint Commission was the result of the services he rendered the Administration in defending their power policies. p. 12077
 12. MISSOURI RIVER. Received from the Comptroller General an audit report on the Missouri River Basin water resources development program, Corps of Engineers and Bureau of Reclamation, for fiscal year 1956. p. 12057
 13. BUDGET. Sen. Byrd inserted a speech by Gen. MacArthur stating that taxes were too high and were causing inflation, and that the Federal budget should be reduced. pp. 12178-81
 14. ELECTRIFICATION. The Interstate and Foreign Commerce Committee reported favorably the nomination of Jerome K. Kuykendall as a member of the Federal Power Commission (S. Ex. Rept. 11). p. 12181
- HOUSE
15. FARM PROGRAM. Reps. Cooley, Poage, and Albert criticized the farm policies of this Department. pp. 12003-05

KHAPRA BEETLE ERADICATION COSTS

AUGUST 1 (legislative day, JULY 8) 1957.—Ordered to be printed

MR. HUMPHREY, from the Committee on Agriculture and Forestry,
submitted the following

REPORT

[To accompany S. 1805]

The Committee on Agriculture and Forestry, to whom was referred the bill (S. 1805) for the relief of persons and firms for the direct expenses incurred by them for fumigation of premises in the control and eradication of the khapra beetle, having considered the same, report thereon with a recommendation that it do pass with amendments.

This bill provides reimbursement to the persons listed in it for certain direct expenses incurred in fumigating their premises under the khapra beetle eradication program prior to the enactment of Public Law 533, 84th Congress (after which the Department and the cooperating States assumed similar expenses subsequently incurred).

Committee amendments would (1) correct the amount to be paid Edward Beals Feed Lot from \$54,000 to \$54, (2) include Hayden Flour Mills, A. W. Johnson, and Southwest Flour & Seed Co., who participated in the program, but were omitted from the bill, and (3) prevent any benefit under the bill from inuring to Senator Hayden, who advised the committee that he holds stock in Hayden Flour Mills and Southwest Flour & Feed Co., and requested adoption of the amendment now recommended by the committee.

Total payments under the bill, as introduced, would amount to \$172,158.71. The amendments recommended by the Department would reduce this amount to \$143,154.13. The only other costs to be incurred by the Government in connection with the bill would be administrative costs and the Department advises that these would be negligible.

The bill is further explained in the attached report from the Department of Agriculture, which recommends its enactment.

DEPARTMENTAL VIEWS

DEPARTMENT OF AGRICULTURE,
Washington, D. C., June 4, 1957.

HON. ALLEN J. ELLENDER,
*Chairman, Committee on Agriculture and Forestry,
United States Senate.*

DEAR SENATOR ELLENDER: This is in reply to your request of April 5, 1957, for a report on S. 1805, a bill for the relief of persons and firms for the direct expenses incurred by them for fumigation of premises in the control and eradication of the khapra beetle.

The Department favors the enactment of S. 1805 with minor amendments.

The bill would authorize the Secretary of Agriculture to reimburse specified persons and firms for direct expenses incurred by them during 1955 and 1956 fiscal years for fumigation of their premises under the khapra beetle eradication program. Payments would be made from the unobligated balance of the 1956 salaries and expenses, Agricultural Research Service, plant and animal disease and pest control appropriation. Total payments to be made under the bill, as introduced, would be \$172,158.71.

S. 1805 provides for the partial reimbursement of persons and firms for direct expenses incurred for fumigation of premises in carrying out a successful eradication program against the khapra beetle. By paying these expenses the persons and firms listed expedited the treatment of establishments that had become infested with one of the world's worst pests of stored grains and seeds. In so doing, others throughout the country engaged in storing and merchandizing grains, feeds, processed cereals, flour, and seed were afforded protection from this destructive pest.

This bill would, in our opinion, provide equitable treatment to the named persons and firms who were required to bear the cost of wrapping buildings for fumigation prior to the enactment of Public Law 533, 84th Congress, after which the Department and cooperating States assumed the costs of "wrapping" buildings for fumigation which had theretofore been borne by persons and firms.

In addition to the amounts set forth in this bill, these persons and firms withstood the cost of preparing the interior of their buildings for fumigation. This involved rearranging inventory to insure proper and adequate permeation of the gas to all parts of the building, shutting down their plants with complete loss of business for 1 week or more, financing individual lot fumigation of any commodities moved from an infested establishment between the time infestation was confirmed and a wrap-up job could be accomplished. These functions, for which reimbursement is not provided, represented a substantial contribution toward the overall cost of the program.

By assuming the cost of wrapping these buildings for fumigation at a time when funds available to the Department were limited, the named persons and firms contributed substantially to the success of the program. Prompt action prevented or retarded the spread of the khapra beetle to new areas resulting in protection to the grain, feed, and seed industry of the United States. By hastening completion of the program, it is estimated that the ultimate cost to the Federal Government and to the States involved has been greatly reduced.

Our records indicate that the named persons and firms, including those in our proposed amendments, have met fully all the requirements of Federal and State regulations imposed in connection with the khapra beetle eradication program.

Our suggested amendments would (1) decrease the amount shown for one of the named firms and (2) add two firms and one person who participated in the program but were omitted from the bill. The amendments are as follows: Page 3, line 4, change "\$54,000" to "\$54.00"; page 3, line 13, following the semicolon, insert "Hayden Flour Mills, Tempe, Arizona, \$11,100.00; A. W. Johnson, Yuma, Arizona, \$209.42;"; and on page 4, line 8, following the semicolon, insert "Southwest Flour and Seed Company, Glendale, Arizona, \$13,632.00;".

The enactment of this bill would not require the appropriation of additional funds.

The Bureau of the Budget advises that there is no objection to the submission of this report.

Sincerely yours,

E. T. BENSON, *Secretary*.

○

85TH CONGRESS
1ST SESSION

S. 1805

[Report No. 786]

IN THE SENATE OF THE UNITED STATES

APRIL 4, 1957

Mr. GOLDWATER (for himself, Mr. CHAVEZ, and Mr. ANDERSON) introduced the following bill; which was read twice and referred to the Committee on Agriculture and Forestry

AUGUST 1 (legislative day, JULY 8), 1957

Reported by Mr. HUMPHREY, with amendments

[Omit the part struck through and insert the part printed in italic]

A BILL

For the relief of persons and firms for the direct expenses incurred by them for fumigation of premises in the control and eradication of the khapra beetle.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the Secretary of Agriculture is authorized and directed
4 to pay, out of the unobligated balance of funds appropriated
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9 and Pest Control," the following persons or firms in the
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7 prior to the policy established through the enactment of the
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9 533) :

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13 \$9,445.88; Arizona Flour Mills Company, Casa Grande,
14 Arizona, \$7,548.00; Arizona Flour Mills Company, Glen-
15 dale, Arizona, \$3,092.20; Arizona Flour Mills Company,
16 Phoenix, Arizona, \$12,645.00; Arizona Flour Mills Com-
17 pany, Tucson, Arizona, \$8,100.00; Arizona Grain and Stor-
18 age Company, Chandler, Arizona, \$5,400.00; Boyd and
19 Kuhn, Brawley, California, \$300.00; Browns Farm Store,
20 Phoenix, Arizona, \$95.00; Buckeye Feed and Seed Com-
21 pany, Incorporated, Buckeye, Arizona, \$6,400.00; Capital
22 Feed and Seed Company, Coolidge, Arizona, \$1,825.00;
23 Capital Feed and Seed, Gilbert, Arizona, \$2,449.90; Capital
24 Feed and Seed Company, Phoenix, Arizona, \$11,051.00;
25 Casey Seed Company, Phoenix, Arizona, \$912.00; Neal

1 Collins Farm, Yuma, Arizona, \$75.50; Curry County Grain
 2 and Elevator Company, Clovis, New Mexico, \$919.80;
 3 Desert Feed Store, Phoenix, Arizona, \$28.50; Edward Beals
 4 Feed Lot, San Luis, Arizona, ~~\$54,000~~ \$54.00; Farm Equip-
 5 ment and Supply Company, Parker, Arizona, \$647.26;
 6 Farmers Cooperative Marketing Association, Roll, Arizona,
 7 \$1,175.00; Farmers Marketing Corporation, Yuma, Arizona,
 8 \$1,210.00; Farmers Marketing Corporation Mill, Yuma, Ari-
 9 zona, \$5,675.40; Feeder's Supply Company, Mesa, Arizona,
 10 \$225.00; H. P. Fites Ranch, Yuma, Arizona, \$116.00;
 11 Henry Frauenfelder Farm, Somerton, Arizona, \$147.14;
 12 Grubbs Hatchery, Yuma, Arizona, \$143.47; Hafley's
 13 Market Warehouse, Kingman, Arizona, \$50.23; *Hayden,*
 14 *Flour Mills, Tempe, Arizona, \$11,100.00; A. W. Johnson,*
 15 *Yuma, Arizona, \$209.42; C. A. Johnson Farm, Somerton,*
 16 *Arizona, \$112.50; Dave Johnson Farm, Somerton, Arizona,*
 17 *\$152.00; Frank Kornegay Farm, Yuma, Arizona, \$231.00;*
 18 *Henry Leivas Farm, Parker, Arizona, \$245.50; R. W.*
 19 *Livingston Farm, Yuma, Arizona, \$73.14; Long's Dairy,*
 20 *Buckeye, Arizona, \$280.00; Arthur McCoy Ranch, Yuma,*
 21 *Arizona, \$50.00; Pearl McCreary Ranch, Gilbert, Arizona,*
 22 *\$64.43; R. H. McElhaney Ranch, Wellton, Arizona,*
 23 *\$953.00; Northrup-King Company, Phoenix, Arizona,*
 24 *\$2,731.50; Northrup-King Seed Company, Yuma, Arizona,*
 25 *\$60.00; Pablo Ortiz Farm, Yuma, Arizona, \$16.00;*

1 Phoenix Hay and Feed Company, Phoenix, Arizona,
 2 \$460.00; Pratt Feed and Supply Company, Phoenix, Ari-
 3 zona, \$675.00; Quick Seed and Feed Company, Phoenix,
 4 Arizona, \$1,829.00; R. F. Richter Feed Store, Parker,
 5 Arizona, \$131.51; Robert Seed Company, Texico, New
 6 Mexico, \$964.46; Saint Anthony's Ranch, Mecca, Cali-
 7 fornia, \$200.00; Shank Brothers Imperial Company, Braw-
 8 ley, California, \$300.00; Slone Grain Company, Portales,
 9 New Mexico, \$891.10;
 10 Arthur Jannusch, Phoenix, Arizona, \$72.60; *Southwest*
 11 *Flour and Seed Company, Glendale, Arizona, \$13,632.00;*
 12 Sterner Farm, Goodyear, Arizona, \$65.50; Strange's Market
 13 Warehouse, Ajo, Arizona, \$45.50; Jesse P. Stump Farm,
 14 Tolleson, Arizona, \$675.00; Hubert Thacker Farm, Yuma,
 15 Arizona, \$38.25; Valley Feed and Seed Company, Phoenix,
 16 Arizona, \$9,385.88; Western Grain Elevator Company,
 17 Mesa, Arizona, \$10,042.00; Whitman Seed Company,
 18 Yuma, Arizona, \$4,718.40; Worley Mills, Incorporated,
 19 Portales, New Mexico, \$1,664.00; and Yuma County Feed
 20 and Seed Company, Yuma, Arizona, \$154.16: *Provided,*
 21 That before payment is made these persons and firms shall
 22 submit certified vouchers in support of such claims for
 23 reimbursement of direct fumigation costs incurred by them.
 24 SEC. 2. No part of the amount appropriated in this
 25 Act in excess of 10 per centum thereof shall be paid or

1 delivered to or received by any agent or attorney on account
2 of services rendered in connection with this claim, and the
3 receipt of any sum in excess of said 10 per centum shall be
4 unlawful, any contract to the contrary notwithstanding. Any
5 person violating the provisions of this Act shall be deemed
6 guilty of a misdemeanor and upon conviction thereof shall
7 be fined in any sum not exceeding \$1,000.

8 *SEC. 3. No payment shall be made under this Act to*
9 *the Hayden Flour Mills or the Southwest Flour and Feed*
10 *Company unless each such corporation and any Member of*
11 *Congress who holds stock in either of such corporations at the*
12 *time such payment is made has made a written agreement with*
13 *the Secretary of Agriculture that from any funds thereafter*
14 *payable to any such Member of Congress as dividends (ordi-*
15 *nary or liquidating) on such stock there will be repaid to*
16 *the Secretary of the Treasury to be covered into miscellaneous*
17 *receipts a sum which bears the same ratio to the aggregate*
18 *payments made under this Act to such corporations by the*
19 *Secretary of Agriculture as the number of shares of stock*
20 *so held by such Member of Congress at the time such payment*
21 *is made bears to the total number of shares of stock of the*
22 *corporation outstanding at the time such payment is made.*

85TH CONGRESS
1ST SESSION

S. 1805

[Report No. 786]

A BILL

For the relief of persons and firms for the direct expenses incurred by them for fumigation of premises in the control and eradication of the khapra beetle.

By Mr. GOLDWATER, Mr. CHAVEZ, and Mr.

ANDERSON

APRIL 4, 1957

Read twice and referred to the Committee on
Agriculture and Forestry

AUGUST 1 (legislative day, JULY 8), 1957

Reported with amendments

Senate - Aug. 5, 1957

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued August 6, 1957
For actions of August 5, 1957
85th-1st, No. 139

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HIGHLIGHTS: (See Page 7.)

SENATE

1. SURPLUS COMMODITIES; FOREIGN TRADE. Agreed to the conference report on S. 1314, to extend the Agricultural Trade Development and Assistance Act of 1954 (Public Law 480) for one year, to increase the authorization under Title I from \$3 billion to \$4 billion, to authorize \$300 million additional under Title II for famine relief, to permit barter transactions with, and Sec. 416 donations to, Iron Curtain countries, except Russia and Communist China, and to permit up to 25% of foreign currencies received to be loaned for market development work. pp. 12347, 12348-55. See Digest 117 for other provisions of the bill agreed to. This bill will now be sent to the President.
2. PEANUTS. Passed without amendment H.R. 6570, to exempt green peanuts from marketing quotas. p. 12345. This bill will now be sent to the President.
3. DAIRY PRODUCTS. Passed with amendments S. 1696, to provide for furnishing the Coast Guard and the U.S. Merchant Marine Academy with surplus dairy products. Agreed to an amendment by Sen. Magnuson to extend the bill to the entire Coast Guard instead of to the Coast Guard Academy. pp. 12342-3
4. INSECT CONTROL. Passed as reported S. 1805, to relieve certain persons of expense for khapra beetle eradication. pp. 12343-4

5. GRAIN STANDARDS. Passed as reported S. 2007, to permit charges for grain standards inspection appeals including overtime expenses. pp. 12344-5
6. PERSONNEL. Received from the Budget Bureau a proposed bill to provide a uniform pay system for Federal employees engaged in inspection service, to authorize a uniform system of fees and charges for such services; to the Post Office and Civil Service Committee. Insofar as USDA personnel is concerned, the proposal relates only to ARS. p. 12299
Received from the Civil Service Commission a proposed bill to amend the Classification Act of 1949 to facilitate proper classification of supergrade positions; to the Post Office and Civil Service Committee. p. 12299
Sen. Yarborough urged passage of the postal pay raise bill and urged that the President sign it if passed. pp. 12307-8
At the request of Sen. Barrett, passed over S. 25, to make the effective date of compensation changes of wage board employees retroactive to 30 days after the initial survey began. p. 12310
Passed without amendment S. 1901, to require overtime pay only for irregularly scheduled hours above the regular weekly tour of duty. p. 12323
At the request of Sen. Purtell passed over S. 734, to revise the compensation schedules of the Classification Act of 1949. p. 12330
7. NEWSPRINT. At the request of Sen. Clark, passed over S. Con. Res. 20, to authorize the FTC to investigate newsprint producers and distributors. p. 12310
8. RECREATION. At the request of Sen. Clark, passed over S. 1164, to make the evaluation of recreational benefits part of the planning for any water resources project. p. 12310
9. TRANSPORTATION. At the request of Sen. Barrett, passed over S. 377, to make final certain contracts between the Government and common carriers. p. 12310
10. SAFETY. At the request of Sen. Barrett, passed over S. 931, to reorganize the safety functions of the Government. p. 12310
11. WATER RESOURCES. At the request of Sen. Hruska, passed over S. Con. Res. 28, print a compilation of materials relating to the development of water resources in the Columbia River Basin. p. 12310
Sen. Johnson urged a program to develop an integrated Federal water program for Texas, and inserted letters from the Bureau of Reclamation and the Corps of Engineers pledging their cooperation. pp. 12297-9
12. HOUSING. At the request of Sen. Clark, passed over H.R. 4602, to encourage veterans' residential construction in rural areas by raising the maximum limit for direct loans. p. 12310
13. T. V. A. At the request of Sen. Clark passed over S. 1869, to amend the TVA Act to authorize the sale of bonds for expansion of TVA power plants. p. 12311
14. FORESTRY. Passed without amendment H.R. 7522, to authorize the Secretary of the Interior to extend for two years the lumbering rights of the McCloud Lumber Co. in the Shasta National Forest. p. 12313. This bill will now be sent to the President.
15. RECLAMATION. At the request of Sen. Clark, passed over S. 2120, to authorize construction of the Mercedes Division, lower Rio Grande rehabilitation project. p. 12313

The PRESIDING OFFICER. The amendment will be stated.

The CHIEF CLERK. On page 1, line 6, it is proposed to strike out "or Air Force" and insert in lieu thereof "Air Force, or Coast Guard."

On page 2, line 3, it is proposed to strike out "the Coast Guard Academy and."

The PRESIDING OFFICER. The question is on agreeing to the amendment of the Senator from Washington.

The amendment was agreed to.

The PRESIDING OFFICER. If there be no further amendment to be proposed, the question is on the engrossment and third reading of the bill.

The bill (S. 1696) was ordered to be engrossed for a third reading, read the third time, and passed, as follows:

Be it enacted, etc., That subsection (b) of section 202 of the Agricultural Act of 1949 is amended by striking out "of the Army, Navy, or Air Force, and as a part of the ration" and inserting in lieu thereof "(1) of the Army, Navy, Air Force, or Coast Guard, (2)" and by inserting before the period at the end of the first sentence of such subsection the following: ", and (3) of cadets and midshipmen at, and other personnel assigned to, the United States Merchant Marine Academy."

CONTROL AND ERADICATION OF THE KHAPRA BEETLE

The bill (S. 1805) for the relief of persons and firms for the direct expenses incurred by them for the fumigation of premises in the control and eradication of the khapra beetle was announced as next in order.

The PRESIDING OFFICER. Is there objection to the present consideration of the bill?

Mr. CLARK. Mr. President, reserving the right to object, although for the moment I do not object, let say that I see the distinguished Senator from Arizona [Mr. GOLDWATER] on the floor. It is my understanding that the bill would commit the United States to an expenditure of \$172,000. I should like to ask the Senator from Arizona for a brief explanation.

Mr. GOLDWATER. Mr. President, I shall be very happy to give an explanation.

In the first place, the actual amount, when corrected because of a typographical error, is \$143,145.

I believe it was in 1953, or it might have been in 1952, that the Department of Agriculture discovered in wheat which was stored in granaries in Arizona a beetle which was identified by the Department as the khapra beetle. The Department of Agriculture forced those who stored the wheat completely to fumigate the wheat which was in the granaries, even though there might have been only 1 or 2 of the khapra beetles in it.

I may say that so far as we have been able to ascertain the khapra beetle entered the United States in wheat imported from Mexico and stored in Arizona and in adjoining States.

The Department of Agriculture required 60 firms in Arizona to wrap their bins in canvas or in other types of tar-

paulin, and then to fumigate the bins completely.

Subsequently, my senior colleague [Mr. HAYDEN] introduced, in the last Congress, a bill, which became Public Law 533, which recognized that the Department of Agriculture and the States had a joint responsibility in connection with this matter, and provided that subsequent to the passage of the act, the Department of Agriculture would pay for the fumigation.

Inasmuch as the 60 firms had already expended \$143,145, we believe it is only proper that they be repaid for the work done, because it was done partially on a voluntary basis, but more on an involuntary basis, because these persons, who are engaged in the grain business, can see no particular harm in the khapra beetle. It has never been demonstrated that it destroys wheat to any extent. It has never been shown that it is particularly dangerous to human life. These persons were out of pocket that much money because of that decision by the Department of Agriculture.

In view of the fact that the Department of Agriculture has now assumed the responsibility and states in its report that this matter will require no additional appropriation, I believe the Senate should look favorably upon the bill.

Mr. STENNIS. Mr. President, will the Senator from Arizona yield to me?

Mr. GOLDWATER. I am glad to yield.

Mr. STENNIS. Was the program in the nature of an experiment, to the extent that an effort was being made to ascertain what should be done about the matter?

Mr. GOLDWATER. That is substantially correct.

I believe it was more in the nature of an experiment than because of any belief that they could get rid of the beetle. That effort has been made in California and in other States; but, to date, there has been no notable success in the attempts to eliminate the khapra beetle from the stored wheat.

Mr. ELLENDER. Mr. President, will the Senator from Arizona yield to me?

Mr. GOLDWATER. I am happy to yield to the Senator from Louisiana.

Mr. ELLENDER. Is it not a fact that the justification for paying the amount which is requested in this case is that if the State of Arizona had not taken the position it did take, it might have cost the Federal Government millions of dollars to get rid of the beetle?

Mr. GOLDWATER. Certainly. If the storers of the wheat had been adamant in refusing, and had forced the Federal Government to take action—which is probably what the Federal Government would have done in that case—it would have cost 10 times that amount, because the Federal Government's expenditures usually run in that ratio, as compared to private expenditures in connection with such matters.

Mr. STENNIS. Mr. President, will the Senator from Arizona yield to me?

Mr. GOLDWATER. I yield.

Mr. STENNIS. I should like to say that an item in connection with this

matter came before the Appropriations Committee.

I believe the bill is meritorious, and that the amount called for should be paid. But I believe the action in this connection should not be regarded as establishing a precedent, for in this instance the payment is being made because the work was largely experimental, in an effort to find a way, in pioneer work, rather than simply an attempt to reimburse certain persons for losses sustained.

Mr. GOLDWATER. No precedent will be established in this case because the reimbursement to these 60 firms will wrap up the whole thing.

Mr. STENNIS. I thank the Senator from Arizona.

Mr. ELLENDER. Mr. President, I ask unanimous consent to have an explanation printed at this point in the RECORD.

There being no objection, the explanation was ordered to be printed in the RECORD, as follows:

EXPLANATION OF S. 1805

This bill provides relief for those persons who went ahead and fumigated their premises under the khapra beetle eradication program prior to the enactment of legislation under which the Department of Agriculture and cooperating States assumed part of the expenses of such fumigation. By acting promptly before legislation could be passed they prevented the beetle from spreading, contributed greatly to the eradication program, and kept its cost down. As a result, the program has been very effective.

The senior Senator from Arizona, Senator HAYDEN, wrote to the committee while it had this bill under consideration, advising that he held an interest in two corporations which will receive benefits under the bill, and requesting that the bill be amended to prevent any benefit from inuring to him. Accordingly, the committee recommendations have included an amendment to carry out this request. The other committee amendments make technical corrections suggested by the Department to include other entitled to relief and provide for payment of the correct amount.

The PRESIDING OFFICER. Is there objection to the present consideration of the bill?

There being no objection, the Senate proceeded to consider the bill (S. 1805), which had been reported from the Committee on Agriculture and Forestry with amendments on page 3, line 4, after the word "Arizona", to strike out "\$54,000" and insert "\$54"; in line 13, after the figures "\$50.23", to insert "Hayden, Flour Mills, Tempe, Ariz., \$11,100; A. W. Johnson, Yuma, Ariz., \$209.42;"; on page 4, line 10, after the figures "\$72.60", to insert "Southwest Flour & Feed Co., Glendale, Ariz., \$13,632;"; and on page 5, after line 7, to insert:

SEC. 3. No payment shall be made under this act to the Hayden Flour Mills or the Southwest Flour & Feed Co. unless each such corporation and any Member of Congress who holds stock in either of such corporations at the time such payment is made has made a written agreement with the Secretary of Agriculture that from any funds thereafter payable to any such Member of Congress as dividends (ordinary or liquidating) on such stock there will be repaid to the Secretary of the Treasury to be covered into miscellaneous receipts a sum which bears the same ratio to the aggregate

payments made under this act to such corporations by the Secretary of Agriculture as the number of shares of stock so held by such Member of Congress at the time such payment is made bears to the total number of shares of stock of the corporation outstanding at the time such payment is made.

So as to make the bill read:

Be it enacted, etc., That the Secretary of Agriculture is authorized and directed to pay, out of the unobligated balance of funds appropriated for the fiscal year 1956 in the Department of Agriculture and Farm Credit Appropriation Act, 1956 (Public Law 40), under the appropriation "Salaries and Expenses, Agricultural Research Service, Plant and Animal Disease and Pest Control," the following persons or firms in the amounts set out after their names to reimburse said persons or firms the direct expenses incurred during fiscal years 1955 and 1956 for fumigation of premises under the quarantine and supervision of the Agricultural Research Service and appropriate State agencies for the eradication of the khapra beetle and thereby provide equitable treatment to said persons or firms who were required to bear these costs prior to the policy established through the enactment of the Second Supplemental Appropriation Act, 1956 (Public Law 533):

Acme Bag & Burlap Co., and Delinting & Seed Treating Co., Phoenix, Ariz., \$1,200; Advance Seed & Grain Co., Phoenix, Ariz., \$9,445.88; Arizona Flour Mills Co., Casa Grande, Ariz., \$7,548; Arizona Flour Mills Co., Glendale, Ariz., \$3,092.20; Arizona Flour Mills Co., Phoenix, Ariz., \$12,645; Arizona Flour Mills Co., Tucson, Ariz., \$8,100; Arizona Grain & Storage Co., Chandler, Ariz., \$5,400; Boyd & Kuhn, Brawley, Calif., \$300; Browns Farm Store, Phoenix, Ariz., \$95; Buckeye Feed & Seed Co., Inc., Buckeye, Ariz., \$6,400; Capital Feed & Seed Co., Coolidge, Ariz., \$1,825; Capital Feed & Seed, Gilbert, Ariz., \$2,449.90; Capital Feed & Seed Co., Phoenix, Ariz., \$11,051; Casey Seed Co., Phoenix, Ariz., \$912; Neal Collins Farm, Yuma, Ariz., \$75.50; Curry County Grain & Elevator Co., Clovis, N. Mex., \$919.80; Desert Feed Store, Phoenix, Ariz., \$28.50; Edward Beals Feed Lot, San Luis, Ariz., \$54; Farm Equipment & Supply Co., Parker, Ariz., \$647.26; Farmers Cooperative Marketing Association, Roll, Ariz., \$1,175; Farmers Marketing Corp., Yuma, Ariz., \$1,210; Farmers Marketing Corporation Mill, Yuma, Ariz., \$5,675.40; Feeder's Supply Co., Mesa, Ariz., \$225; H. P. Fites Ranch, Yuma, Ariz., \$116; Henry Frauenfelder Farm, Somerton, Ariz., \$147.14; Grubbs Hatchery, Yuma, Ariz., \$143.47; Hafley's Market Warehouse, Kingman, Ariz., \$50.23; Hayden Flour Mills, Tempe, Ariz., \$11,100; A. W. Johnson, Yuma, Ariz., \$209.42; C. A. Johnson Farm, Somerton, Ariz., \$112.50; Dave Johnson Farm, Somerton, Ariz., \$152; Frank Kornegay Farm, Yuma, Ariz., \$231; Henry Leivas Farm, Parker, Ariz., \$245.50; R. W. Livingston Farm, Yuma, Ariz., \$73.14; Long's Dairy, Buckeye, Ariz., \$280; Arthur McCoy Ranch, Yuma, Ariz., \$50; Pearl McCreary Ranch, Gilbert, Ariz., \$64.43; R. H. McElhaney Ranch, Wellton, Ariz., \$953; Northrup-King Co., Phoenix, Ariz., \$2,731.50; Northrup-King Seed Co., Yuma, Ariz., \$60; Pablo Ortiz Farm, Yuma, Ariz., \$16; Phoenix Hay & Feed Co., Phoenix, Ariz., \$460; Pratt Feed & Supply Co., Phoenix, Ariz., \$675; Quick Seed & Feed Co., Phoenix, Ariz., \$1,829; R. F. Richter Feed Store, Parker, Ariz., \$131.51; Robert Seed Co., Texico, N. Mex., \$964.46; St. Anthony's Ranch, Mecca, Calif., \$200; Shank Brothers Imperial Co., Brawley, Calif., \$300; Slone Grain Co., Portales, N. Mex., \$891.10; Arthur Jannusch, Phoenix, Ariz., \$72.60; Southwest Flour & Seed Co., Glendale, Ariz., \$13,632; Sterner Farm, Goodyear, Ariz., \$65.50; Strange's Market Warehouse, Ajo, Ariz., \$45.50; Jesse P. Stump Farm, Tolleson, Ariz., \$675; Hubert Thacker Farm, Yuma,

Ariz., \$38.25; Valley Feed & Seed Co., Phoenix, Ariz., \$9,385.88; Western Grain Elevator Co., Mesa, Ariz., \$10,042; Whitman Seed Co., Yuma, Ariz., \$4,718.40; Worley Mills, Inc., Portales, N. Mex., \$1,664; and Yuma County Feed & Seed Co., Yuma, Ariz., \$154.16: *Provided*, That before payment is made these persons and firms shall submit certified vouchers in support of such claims for reimbursement of direct fumigation costs incurred by them.

SEC. 2. No part of the amount appropriated in this act in excess of 10 percent thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the receipt of any such sum in excess of said 10 percent shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

SEC. 3. No payment shall be made under this act to the Hayden Flour Mills or the Southwest Flour & Feed Co. unless each such corporation and any Member of Congress who holds stock in either of such corporations at the time such payment is made has made a written agreement with the Secretary of Agriculture that from any funds thereafter payable to any such Member of Congress as dividends (ordinary or liquidating) on such stock there will be repaid to the Secretary of the Treasury to be covered into miscellaneous receipts a sum which bears the same ratio to the aggregate payments made under this act to such corporations by the Secretary of Agriculture as the number of shares of stock so held by such Member of Congress at the time such payment is made bears to the total number of shares of stock of the corporation outstanding at the time such payment is made.

The amendments were agreed to.

The bill was ordered to be engrossed for a third reading, read the third time, and passed.

Mr. STENNIS. Mr. President, we are near the end of the calendar. May I request that before going back to measures which have been passed over, Senators who have been waiting for an opportunity to have considered bills in which they are interested be heard? I make that as an observation, if we could proceed in that way. There are a few measures at the foot of the calendar to be taken up.

CHARGES FOR OVERTIME GRAIN INSPECTION APPEALS

The Senate proceeded to consider the bill (S. 2007) to amend the United States Grain Standards Act, 1916, as amended, to permit the Secretary of Agriculture to charge and collect for certain services performed and to deposit such collections to the credit of the appropriation available for administration of the act, and for other purposes, which had been reported from the Committee on Agriculture and Forestry with amendments on page 1, line 3, after the word "Standards", to strike out "act, 1916" and insert "act"; on page 2, line 22, after the word "overtime", to insert "night, or holiday", and, on page 3, at the beginning of line 3, to insert "night, or holiday"; so as to make the bill read:

Be it enacted, etc., That section 6 of the United States Grain Standards Act (39 Stat. 484; 7 U. S. C. 78) is hereby amended to read as follows:

"SEC. 6. Whenever standards shall have been fixed and established under this act for any grain and any quantity of such grain sold, offered for sale, or consigned for sale, or which has been shipped, or delivered for shipment in interstate or foreign commerce shall have been inspected and a dispute arises as to whether the grade as determined by such inspection of any such grain in fact conforms to the standard of the specified grade, any interested party may, either with or without reinspection, appeal the question to the Secretary of Agriculture, and the Secretary of Agriculture is authorized to cause such investigation to be made and such tests to be applied as he may deem necessary and to determine the true grade: *Provided*, That any appeal from such inspection and grading to the Secretary of Agriculture shall be taken before the grain leaves the place where the inspection appealed from was made and before the identity of the grain has been lost, under such rules and regulations as the Secretary of Agriculture shall prescribe. Whenever an appeal shall be taken or a dispute referred to the Secretary of Agriculture under this Act, he shall charge and assess, and cause to be collected, a reasonable fee, in amount to be fixed by him, and such charges as may be necessary to cover cost of travel and pay of assigned employees and such other items of expense as the Secretary of Agriculture may deem necessary, in connection with overtime, night, or holiday work on appeal inspection. The fee, in case of an appeal, shall be refunded if the appeal is sustained. All such fees, not so refunded, shall be deposited and covered into the Treasury as miscellaneous receipts. All such charges for travel, pay, and other items of expense in connection with overtime, night, or holiday work on appeal inspections shall be deposited to the credit of the appropriation available for the administration of the United States Grain Standards Act. The findings of the Secretary of Agriculture as to grade, signed by him or by such officer or officers, agent or agents, of the Department of Agriculture as he may designate, made after the parties in interest have had opportunity to be heard, shall be accepted in the courts of the United States as prima facie evidence of the true grade of the grain determined by him at the time and place specified in the findings."

The amendments were agreed to.

The bill was ordered to be engrossed for a third reading, read the third time, and passed.

Mr. ELLENDER. Mr. President, I ask unanimous consent that an explanation of S. 2007 may be printed in the RECORD.

There being no objection, the explanation was ordered to be printed in the RECORD, as follows:

EXPLANATION OF S. 2007

This bill provides for assessing the costs of overtime appeal inspection work under the Grain Standards Act against the appellant in all cases. Such charges are now authorized only in the case of grain for export.

The Grain Standards Act provides for inspection and grading of grain by inspectors licensed by the Secretary of Agriculture and for appeals of disputes regarding the licensee's grade.

The Government now makes a charge for this appeal inspection, in only two cases. First, if the original grade is sustained on appeal, and second, if overtime work is required in the case of grain for export. This bill would authorize making charges for all overtime work on appeal inspections, whether at ports or at inland points.

The amount of funds required to defray the costs of overtime work on appeal inspections is extremely difficult to determine in advance, because the number of the appeals to be made is unpredictable and because the

ACME BAG & BURLAP CO. AND OTHERS

AUGUST 14, 1957.—Committed to the Committee of the Whole House and ordered to be printed

Mr. LANE, from the Committee on the Judiciary, submitted the following

R E P O R T

[To accompany S. 1805]

The Committee on the Judiciary, to which was referred the bill (S. 1805) for the relief of Acme Bag & Burlap Co., having considered the same, report favorably thereon with an amendment and recommend that the bill do pass.

The amendment is as follows:

Amend title so as to read: "For the relief of Acme Bag and Burlap Company and others".

The facts will be found fully set forth in Senate Report No. 786, 85th Congress, which is appended hereto and made a part of this report. Therefore, your committee concurs in the recommendation of the Senate.

[S. Rept. No. 786, 85th Cong.]

This bill provides reimbursement to the persons listed in it for certain direct expenses incurred in fumigating their premises under the khapra beetle eradication program prior to the enactment of Public Law 533, 84th Congress (after which the Department and the cooperating States assumed similar expenses subsequently incurred).

Committee amendments would (1) correct the amount to be paid Edward Beals Feed Lot from \$54,000 to \$54, (2) include Hayden Flour Mills, A. W. Johnson, and Southwest Flour & Seed Co., who participated in the program, but were omitted from the bill, and (3) prevent any benefit under the bill from inuring to Senator Hayden, who advised the committee that he holds stock in Hayden Flour Mills and Southwest Flour & Feed Co., and requested adoption of the amendment now recommended by the committee.

Total payments under the bill, as introduced, would amount to \$172,158.71. The amendments recommended by the Department:

would reduce this amount to \$143,154.13. The only other costs to be incurred by the Government in connection with the bill would be administrative costs and the Department advises that these would be negligible.

The bill is further explained in the attached report from the Department of Agriculture, which recommends its enactment.

DEPARTMENTAL VIEWS

DEPARTMENT OF AGRICULTURE,
Washington, D. C., June 4, 1957.

HON. ALLEN J. ELLENDER,
*Chairman, Committee on Agriculture and Forestry,
United States Senate.*

DEAR SENATOR ELLENDER: This is in reply to your request of April 5, 1957, for a report on S. 1805, a bill for the relief of persons and firms for the direct expenses incurred by them for fumigation of premises in the control and eradication of the khapra beetle.

The Department favors the enactment of S. 1805 with minor amendments.

The bill would authorize the Secretary of Agriculture to reimburse specified persons and firms for direct expenses incurred by them during 1955 and 1956 fiscal years for fumigation of their premises under the khapra beetle eradication program. Payments would be made from the unobligated balance of the 1956 salaries and expenses, Agricultural Research Service, plant and animal disease and pest control appropriation. Total payments to be made under the bill, as introduced, would be \$172,158.71.

S. 1805 provides for the partial reimbursement of persons and firms for direct expenses incurred for fumigation of premises in carrying out a successful eradication program against the khapra beetle. By paying these expenses the persons and firms listed expedited the treatment of establishments that had become infested with one of the world's worst pests of stored grains and seeds. In so doing, others throughout the country engaged in storing and merchandising grains, feeds, processed cereals, flour, and seed were afforded protection from this destructive pest.

This bill would, in our opinion, provide equitable treatment to the named persons and firms who were required to bear the cost of wrapping buildings for fumigation prior to the enactment of Public Law 533, 84th Congress, after which the Department and cooperating States assumed the costs of "wrapping" buildings for fumigation which had theretofore been borne by persons and firms.

In addition to the amounts set forth in this bill, these persons and firms withstood the cost of preparing the interior of their buildings for fumigation. This involved rearranging inventory to insure proper and adequate permeation of the gas to all parts of the building, shutting down their plants with complete loss of business for 1 week or more, financing individual lot fumigation of any commodities moved from an infested establishment between the time infestation was confirmed and a wrap-up job could be accomplished. These functions, for which reimbursement is not provided, represented a substantial contribution toward the overall cost of the program.

By assuming the cost of wrapping these buildings for fumigation at a time when funds available to the Department were limited, the named persons and firms contributed substantially to the success of the program. Prompt action prevented or retarded the spread of the khapra beetle to new areas resulting in protection to the grain, feed, and seed industry of the United States. By hastening completion of the program, it is estimated that the ultimate cost to the Federal Government and to the States involved has been greatly reduced.

Our records indicate that the named persons and firms, including those in our proposed amendments, have met fully all the requirements of Federal and State regulations imposed in connection with the khapra beetle eradication program.

Our suggested amendments would (1) decrease the amount shown for one of the named firms and (2) add two firms and one person who participated in the program but were omitted from the bill. The amendments are as follows: Page 3, line 4, change "\$54,000" to "\$54.00"; page 3, line 13, following the semicolon, insert "Hayden Flour Mills, Tempe, Arizona, \$11,100.00; A. W. Johnson, Yuma, Arizona, \$209.42;"; and on page 4, line 8, following the semicolon, insert "Southwest Flour and Seed Company, Glendale, Arizona, \$13,632.00;".

The enactment of this bill would not require the appropriation of additional funds.

The Bureau of the Budget advises that there is no objection to the submission of this report.

Sincerely yours,

E. T. BENSON, *Secretary*.



Private Calendar No. 483

85TH CONGRESS
1ST SESSION

S. 1805

[Report No. 1140]

IN THE HOUSE OF REPRESENTATIVES

AUGUST 6, 1957

Referred to the Committee on the Judiciary

AUGUST 14, 1957

Reported with an amendment, committed to the Committee of the Whole House,
and ordered to be printed

[Amend the title]

AN ACT

For the relief of persons and firms for the direct expenses incurred by them for fumigation of premises in the control and eradication of the khapra beetle.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the Secretary of Agriculture is authorized and directed
4 to pay, out of the unobligated balance of funds appropriated
5 for the fiscal year 1956 in the Department of Agricul-
6 ture and Farm Credit Appropriation Act, 1956 (Public
7 Law 40), under the appropriation "Salaries and Expenses,
8 Agricultural Research Service, Plant and Animal Disease
9 and Pest Control," the following persons or firms in the
10 amounts set out after their names to reimburse said persons

1 or firms the direct expenses incurred during fiscal years
2 1955 and 1956 for fumigation of premises under the quar-
3 antine and supervision of the Agricultural Research Service
4 and appropriate State agencies for the eradication of the
5 khapra beetle and thereby provide equitable treatment to
6 said persons or firms who were required to bear these costs
7 prior to the policy established through the enactment of the
8 Second Supplemental Appropriation Act, 1956 (Public Law
9 533) :

10 Acme Bag and Burlap Company, and Delinting and
11 Seed Treating Company, Phoenix, Arizona, \$1,200.00;
12 Advance Seed and Grain Company, Phoenix, Arizona,
13 \$9,445.88; Arizona Flour Mills Company, Casa Grande,
14 Arizona, \$7,548.00; Arizona Flour Mills Company, Glen-
15 dale, Arizona, \$3,092.20; Arizona Flour Mills Company,
16 Phoenix, Arizona, \$12,645.00; Arizona Flour Mills Com-
17 pany, Tucson, Arizona, \$8,100.00; Arizona Grain and Stor-
18 age Company, Chandler, Arizona, \$5,400.00; Boyd and
19 Kuhn, Brawley, California, \$300.00; Browns Farm Store,
20 Phoenix, Arizona, \$95.00; Buckeye Feed and Seed Com-
21 pany, Incorporated, Buckeye, Arizona, \$6,400.00; Capital
22 Feed and Seed Company, Coolidge, Arizona, \$1,825.00;
23 Capital Feed and Seed, Gilbert, Arizona, \$2,449.90; Capital
24 Feed and Seed Company, Phoenix, Arizona, \$11,051.00;
25 Casey Seed Company, Phoenix, Arizona, \$912.00; Neal

1 Collins Farm, Yuma, Arizona, \$75.50; Curry County Grain
 2 and Elevator Company, Clovis, New Mexico, \$919.80;
 3 Desert Feed Store, Phoenix, Arizona, \$28.50; Edward
 4 Beals Feed Lot, San Luis, Arizona, \$54.00; Farm Equip-
 5 ment and Supply Company, Parker, Arizona, \$647.26;
 6 Farmers Cooperative Marketing Association, Roll, Arizona,
 7 \$1,175.00; Farmers Marketing Corporation, Yuma, Arizona,
 8 \$1,210.00; Farmers Marketing Corporation Mill, Yuma, Ari-
 9 zona, \$5,675.40; Feeder's Supply Company, Mesa, Arizona,
 10 \$225.00; H. P. Fites Ranch, Yuma, Arizona, \$116.00;
 11 Henry Frauenfelder Farm, Somerton, Arizona, \$147.14;
 12 Grubbs Hatchery, Yuma, Arizona, \$143.47; Hafley's
 13 Market Warehouse, Kingman, Arizona, \$50.23; Hayden
 14 Flour Mills, Tempe, Arizona, \$11,100.00; A. W. Johnson,
 15 Yuma, Arizona, \$209.42; C. A. Johnson Farm, Somerton,
 16 Arizona, \$112.50; Dave Johnson Farm, Somerton, Arizona,
 17 \$152.00; Frank Kornegay Farm, Yuma, Arizona, \$231.00;
 18 Henry Leivas Farm, Parker, Arizona, \$245.50; R. W.
 19 Livingston Farm, Yuma, Arizona, \$73.14; Long's Dairy,
 20 Buckeye, Arizona, \$280.00; Arthur McCoy Ranch, Yuma,
 21 Arizona, \$50.00; Pearl McCreary Ranch, Gilbert, Arizona,
 22 \$64.43; R. H. McElhaney Ranch, Wellton, Arizona,
 23 \$953.00; Northrup-King Company, Phoenix, Arizona,
 24 \$2,731.50; Northrup-King Seed Company, Yuma, Arizona,
 25 \$60.00; Pablo Ortiz Farm, Yuma, Arizona, \$16.00;

1 Phoenix Hay and Feed Company, Phoenix, Arizona,
 2 \$460.00; Pratt Feed and Supply Company, Phoenix, Ari-
 3 zona, \$675.00; Quick Seed and Feed Company, Phoenix,
 4 Arizona, \$1,829.00; R. F. Richter Feed Store, Parker,
 5 Arizona, \$131.51; Robert Seed Company, Texico, New
 6 Mexico, \$964.46; Saint Anthony's Ranch, Mecca, Cali-
 7 fornia, \$200.00; Shank Brothers Imperial Company, Braw-
 8 ley, California, \$300.00; Slone Grain Company, Portales,
 9 New Mexico, \$891.10;
 10 Arthur Jannusch, Phoenix, Arizona, \$72.60; Southwest
 11 Flour and Seed Company, Glendale, Arizona, \$13,632.00;
 12 Sterner Farm, Goodyear, Arizona, \$65.50; Strange's Market
 13 Warehouse, Ajo, Arizona, \$45.50; Jesse P. Stump Farm,
 14 Tolleson, Arizona, \$675.00; Hubert Thacker Farm, Yuma,
 15 Arizona, \$38.25; Valley Feed and Seed Company, Phoenix,
 16 Arizona, \$9,385.88; Western Grain Elevator Company,
 17 Mesa, Arizona, \$10,042.00; Whitman Seed Company,
 18 Yuma, Arizona, \$4,718.40; Worley Mills, Incorporated,
 19 Portales, New Mexico, \$1,664.00; and Yuma County Feed
 20 and Seed Company, Yuma, Arizona, \$154.16: *Provided,*
 21 That before payment is made these persons and firms shall
 22 submit certified vouchers in support of such claims for
 23 reimbursement of direct fumigation costs incurred by them.

1 SEC. 2. No part of the amount appropriated in this
2 Act in excess of 10 per centum thereof shall be paid or
3 delivered to or received by any agent or attorney on account
4 of services rendered in connection with this claim, and the
5 receipt of any sum in excess of said 10 per centum shall be
6 unlawful, any contract to the contrary notwithstanding. Any
7 person violating the provisions of this Act shall be deemed
8 guilty of a misdemeanor and upon conviction thereof shall
9 be fined in any sum not exceeding \$1,000.

10 SEC. 3. No payment shall be made under this Act to
11 the Hayden Flour Mills or the Southwest Flour and Feed
12 Company unless each such corporation and any Member of
13 Congress who holds stock in either of such corporations at the
14 time such payment is made has made a written agreement
15 with the Secretary of Agriculture that from any funds there-
16 after payable to any such Member of Congress as dividends
17 (ordinary or liquidating) on such stock there will be repaid
18 to the Secretary of the Treasury to be covered into miscel-
19 laneous receipts a sum which bears the same ratio to the
20 aggregate payments made under this Act to such corpora-
21 tions by the Secretary of Agriculture as the number of shares
22 of stock so held by such Member of Congress at the time such
23 payment is made bears to the total number of shares of stock

1 of the corporation outstanding at the time such payment is
2 made.

Amend the title so as to read "An Act for the relief of
Acme Bag and Burlap Company and others."

Passed the Senate August 5 (legislative day, July 8),
1957.

Attest:

FELTON M. JOHNSTON,

Secretary.

AN ACT

For the relief of persons and firms for the direct expenses incurred by them for fumigation of premises in the control and eradication of the khapra beetle.

AUGUST 6, 1957

Referred to the Committee on the Judiciary

AUGUST 14, 1957

Reported with an amendment, committed to the Committee of the Whole House, and ordered to be printed

There was no objection.

The Clerk read the bill, as follows:

Be it enacted, etc., That section 353 (b) of the Agricultural Adjustment Act of 1938, as amended, be amended (1) by inserting in the first sentence thereof the words "in the State" immediately following the words "persons who have produced rice"; (2) by inserting in the second sentence thereof the words "in the State" immediately following the words "persons who will produce rice" and immediately following the words "but who have not produced rice"; and (3) by adding at the end of subsection (b) a new sentence reading as follows: "The planting of rice in 1957 or any subsequent year on a farm for which no rice acreage allotment was established shall not make the farm eligible for an allotment as an old farm or the producers on the farm eligible for allotments as old producers under this section: *Provided, however,* That by reason of such planting the farm or the producers, as the case may be, shall not be considered as ineligible for a new farm allotment or new producer allotment, as the case may be, under the preceding sentence of this subsection."

SEC. 2. Section 353 of the Agricultural Adjustment Act of 1938, as amended, is amended by adding at the end thereof a new subsection (f) reading as follows: "(f) Notwithstanding any other provision of this section, the acreage allotment established, or which would have been established, for a farm or any part thereof which is removed from agricultural production because of acquisition in 1955 or thereafter by any Federal, State, or other agency having a right of eminent domain shall be placed in an allotment pool and shall be used only to establish allotments for other farms owned or acquired by the owner of the farm or any part thereof so acquired by such agency: *Provided,* That such owner must make application therefor within 3 years after the end of the calendar year in which such farm or any part thereof was removed from agricultural production: *Provided further,* That the allotment so made for any farm, including a farm on which rice has not been planted to any of the five crops of rice preceding the crop for which the allotment is made, after taking into consideration the allotment acreage which was placed in the pool from the farm or any part thereof acquired from the applicant, shall be comparable with the allotments established for other farms in the same area which are similar except for the past acreage of rice."

SEC. 3. Section 356 of the Agricultural Adjustment Act of 1938, as amended, is amended (1) by adding at the end of subsection (a) a new sentence reading as follows: "Effective beginning with the 1958 crop, the rate of penalty on rice shall be 65 percent of the parity price per pound for rice as of June 15 of the calendar year in which the crop is produced," and (2) by adding at the end of such section a new subsection (h) reading as follows: "(h) Whenever, in any marketing year, marketing quotas are not in effect with respect to the crop of rice produced in the calendar year in which such marketing year begins, all marketing quotas applicable to previous crops of rice shall be terminated, effective as of the first day of such marketing year. Such termination shall not abate any penalty previously incurred by a producer or relieve any buyer of the duty to remit penalties previously collected by him."

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

POSTAL RATE INCREASE

(Mr. ALLEN of Illinois, asked and was given permission to address the House for 1 minute and to include a telegram.)

Mr. ALLEN of Illinois. Mr. Speaker, I have here a telegram sent by the Postmaster General to the majority leader of the United States Senate, Senator LYNDON JOHNSON, which reads as follows:

AUGUST 28, 1957.

Hon. LYNDON JOHNSON,
Majority Leader, United States Senate,
Washington, D. C.:

In the public interest, I respectfully appeal to you and all Members of the United States Senate to take such measures as are necessary to secure the passage by the Senate at this session the postal rate increase bill that will yield approximately half a billion dollars a year in new revenues, thereby providing revenues to reduce the current \$2 million a day operating loss to the Post Office Department. The anticipated \$686 million postal deficit for this fiscal year will bring the total losses of the 12 postwar years to more than \$6 billion. This amount, in most part, is an unconscionable subsidy to the large users of the mails at the expense of the American taxpayer. This legislation was passed by the House of Representatives weeks ago by the overwhelming vote of 256 to 129. Hearings have been held again and again and representatives of all affected groups have been heard in recent days. I respectfully urge the Congress to enact at this session this legislation, thereby contributing to the maintenance of a balanced Federal budget, providing an added safeguard against the necessity of an increase in the national debt ceiling and helping to bring about eventual tax relief for millions of taxpayers.

This telegram is signed by Arthur E. Summerfield, Postmaster General.

The SPEAKER. The time of the gentleman has expired.

EXTENSION OF REMARKS

Mr. BURDICK. Mr. Speaker, for 20 years I have done very little quoting in my extensions of remarks. But this session has kept up so long I am entirely out of ideas of my own and I, therefore, ask unanimous consent to extend in three instances quotations.

The SPEAKER. Is there objection to the request of the gentleman from North Dakota?

There was no objection.

RESOLUTIONS OF KANSAS DEPARTMENT OF AMERICAN LEGION

(Mr. REES of Kansas asked and was given permission to address the House for 1 minute and to revise and extend his remarks and include two resolutions.)

Mr. REES of Kansas. Mr. Speaker, I believe Members of the House will be interested in reading two resolutions adopted by the Kansas Department of the American Legion at its State convention held at Hutchinson, Kans., August 23-25, 1957. Here is what they say:

Whereas the Armed Forces of the United States are continuing to discharge or release thousands of war veterans, many of whom are disabled and will need counseling, and employment assistance; and

Whereas a majority of these war veterans are young and had no civilian employment experience before their service with the Armed Forces, and many of them will seek the help of the Veterans Employment Service to obtain gainful employment: Now, therefore, be it

Resolved, That the Department of Kansas of the American Legion in regular convention in the city of Hutchinson, August 23-25, 1957, endorse this essential service and urge the Congress to appropriate sufficient funds to enable the Veterans Employment Service to do adequately the job so necessary to the security and welfare of the veterans; and be it further

Resolved, That a copy of this resolution be forwarded to the national adjutant, the director of the economic commission of the American Legion, for appropriate action at the national convention in Atlantic City, N. J., September 16-19, 1957, and that copies be forwarded to our delegation in Congress, and to our United States Senators, urging them to give this resolution appropriate consideration.

Whereas we are shocked by the announcement made by the United States Far East Command in Tokyo that Sp3c. William Girard of the United States Army will be surrendered to Japanese authorities for prosecution on a homicide charge while on duty on a military reservation occupied by the United States forces, and while discharging an assignment given him by his superior officers; and

Whereas the ratification on July 15, 1953, of the Status of Force Treaty of the North Atlantic Treaty Organization, and similar agreements with other nations, has deprived our servicemen of the traditional protection extended by our Constitution and enjoyed by United States servicemen on foreign soil, and now subjects our men to trial, imprisonment, and even the death penalty under foreign laws in foreign courts and prisons: Now, therefore, be it

Resolved, That the American Legion, Department of Kansas, petition our representatives in the Congress of the United States to support legislation which will nullify that part of the NATO treaty and similar agreements referring to the status of forces and which deprives American servicemen of the protection of the United States Constitution, when serving in more than 50 countries in the world; and be it further

Resolved, That a copy of this resolution be sent the Honorable ANDREW F. SCHOEPPPEL and the Honorable FRANK CARLSON, our United States Senators, and our Representatives in Congress.

HON. STERLING COLE

(Mrs. ROGERS of Massachusetts asked and was given permission to address the House for 1 minute and to revise and extend her remarks.)

Mrs. ROGERS of Massachusetts. Mr. Speaker, since our colleague, STERLING COLE, first came to the Congress I have watched his career with the greatest of interest. I know of his tremendous work in the Committee on Naval Affairs and at the time of unification how he helped save the naval station and how he saved and kept intact the Marine Corps. I have watched his most marvelous work in the atomic-energy field. I know everyone here rejoices that he has become such an outstanding expert in that field, and he will do much, I believe, to save the world from annihilation.

tion, and to develop industry and help in that field. I wish him Godspeed. I am grateful to him and to his wonderful family for what they have contributed to us here in Washington. He will take to his new international position a brilliant mind and dedicated service.

CORRECTION OF ROLL CALL

Mr. SCOTT of Pennsylvania. Mr. Speaker, on rollcall No. 217 I am marked absent. I was present and voted "aye." I ask unanimous consent that the RECORD and Journal be corrected accordingly.

The SPEAKER. Without objection, it is so ordered.

There was no objection.

EXTENSION OF REMARKS

Mr. RAY. Mr. Speaker, on behalf of Congressman RALPH W. GWINN, of New York, I ask unanimous consent to insert in the Appendix of the RECORD a summary of a special study as to the adverse effects of expanding government on individual rights and free enterprise as it appears in the current issue of Nation's Business for September 1957.

The original study was prepared by the Legislative Reference Service of the Library of Congress at the request of Mr. GWINN and 15 other Members of the House. They are Bruce Alger, of Texas; Charles E. Bennett, of Florida; Frank T. Bow, of Ohio; Cliff Clevenger, of Ohio; W. J. Bryan Dorn, of South Carolina; Edgar W. Hiestand, of California; Donald L. Jackson, of California; August E. Johansen, of Michigan; Charles Raper Jonas, of North Carolina; Glenard P. Lipscomb, of California; William E. Miller, of New York; John R. Pillion, of New York; Errett P. Scrivner, of Kansas; Lawrence H. Smith, of Wisconsin; Wint Smith, of Kansas; and John Phillips, former Congressman.

I am informed that the cost of inserting this material which will take 14 $\frac{2}{3}$ pages in the Appendix is \$1,129.34. Nonetheless, on behalf of Mr. GWINN, it is felt that the widespread interest in the subject, as is indicated by the number of Members who sponsored the project, as well as its overwhelming importance to our country, justifies its insertion in the Appendix notwithstanding such cost.

The SPEAKER. Is there objection to the request of the gentleman from New York?

There was no objection.

PERSONAL ANNOUNCEMENT

(Mr. CURTIS of Massachusetts asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. CURTIS of Massachusetts. Mr. Speaker, I desire to state that I was necessarily absent at the time of the following four rollcall votes, and that had I been present I would have voted as follows:

Rollcall No. 202 of August 21, 1957, relating to the conference report on the supplemental appropriation bill for 1958. On a motion that the House recede and

concur on Senate amendment No. 6, striking out funds for an additional airport in or near Washington, D. C., had I been present my vote would have been "nay."

Rollcall No. 203 of August 21, 1957, relating to the same conference report. On a motion that the House recede and concur with Senate amendment No. 54, providing an additional \$475,000 for general construction under civil functions, Department of Defense, had I been present my vote would have been "nay."

Rollcall No. 204 of August 21, 1957, relating to the appropriation bill, 1958, for the Atomic Energy Commission. On final passage of the bill with an amendment, had I been present my vote would have been "yea."

Rollcall No. 205 of August 22, 1957, relating to a resolve for the printing of 500,000 additional copies of House Document No. 232, 84th Congress, known as The Capitol; the question was on agreeing to the resolution. Had I been present my vote would have been "nay."

OLIVER AGAINST HALE CONTESTED-ELECTION CASE (H. DOC. NO. 237)

The SPEAKER laid before the House the following communication from the Clerk of the House, which was read and referred to the Committee on House Administration and ordered printed:

AUGUST 29, 1957.

The honorable the SPEAKER,
House of Representatives.

SIR: I have the honor to lay before the House of Representatives the contest for a seat in the House of Representatives from the First Congressional District of Maine, James C. Oliver against Robert Hale, notice of which has been filed in the office of the Clerk of the House; and also transmit herewith original testimony, papers, and documents relating thereto.

In compliance with the act approved March 2, 1887, entitled "An act relating to contested-election cases," the Clerk has opened and printed the testimony in the above case, and such portions of the testimony as the parties in interest agreed upon or as seemed proper to the Clerk, after giving the requisite notices, have been printed and indexed together with notice of contest, and the answer thereto and original papers and exhibits have been sealed up and are ready to be laid before the Committee on House Administration.

Two copies of the printed testimony in the aforesaid case have been mailed to the contestant, and the same number to the contestee, which, together with the briefs of the parties, when received, will be laid before the Committee on House Administration, to which the case shall be referred.

Very truly yours,

RALPH R. ROBERTS,
Clerk, United States House of Representatives.

THE PRIVATE CALENDAR

The SPEAKER. Under the previous order of the House, the calling of bills on the Private Calendar is now in order.

The Clerk will call the calendar.

GLADYS ARBUTUS JOEL

The Clerk called the bill (H. R. 5222) for the relief of Gladys Arbutus Joel.

Mr. FEIGHAN. Mr. Speaker, I ask unanimous consent that this bill may be recommitted to the Committee on the Judiciary.

The SPEAKER. Is there objection to the request of the gentleman from Ohio?

There was no objection.

WOLFGANG JOCHIM HERMAN SCHMIEDCHEN

The Clerk called the bill (S. 1414) for the relief of Wolfgang Jochim Herman Schmiedchen.

Mr. ROBERTS. Mr. Speaker, I ask unanimous consent that this bill may be passed over without prejudice.

The SPEAKER. Is there objection to the request of the gentleman from Alabama?

There was no objection.

ACME RAG & BURLAP CO. ET AL.

The Clerk called the bill (S. 1805) for the relief of persons and firms for the direct expenses incurred by them for fumigation of premises in the control and eradication of the khapra beetle.

Mr. ROBERTS. Mr. Speaker, I ask unanimous consent that this bill may be passed over without prejudice.

The SPEAKER. Is there objection to the request of the gentleman from Alabama?

There was no objection.

MRS. CATHERINE POCHON DIKE

The Clerk called the bill (H. R. 8139) for the relief of Mrs. Catherine Pochon Dike.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That Mrs. Catherine Pochon Dike, who lost United States citizenship under the provisions of section 407 of the act of October 14, 1940, may be naturalized by taking prior to 1 year after the effective date of this act, before any court referred to in subsection (a) of section 310 of the Immigration and Nationality Act or before any diplomatic or consular officer of the United States abroad, the oaths prescribed by section 337 of the said act. From and after naturalization under this act, the said Mrs. Catherine Pochon Dike shall have the same citizenship status as that which existed immediately prior to its loss.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

JAFFA KAM

The Clerk called the bill (S. 281) for the relief of Jaffa Kam.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That, for the purposes of the Immigration and Nationality Act, Jaffa Kam shall be held and considered to have been lawfully admitted to the United States for permanent residence as of the date of the enactment of this Act, upon payment of the required visa fee. Upon the granting of permanent residence to such alien as provided for in this act, the Secretary of State shall instruct the proper quota-control officer to deduct one number from the appropriate



United States
of America

Division of ...
Office of ...

Congressional Record

PROCEEDINGS AND DEBATES OF THE 85th CONGRESS, SECOND SESSION

Vol. 104

WASHINGTON, TUESDAY, FEBRUARY 18, 1958

No. 24

Senate

The Senate was not in session today. Its next meeting will be held on Wednesday, February 19, 1958, at 12 o'clock meridian.

House of Representatives

TUESDAY, FEBRUARY 18, 1958

The House met at 12 o'clock noon.

Rev. Ted Richardson, pastor of the First Methodist Church, Harlingen, Tex., offered the following prayer:

Our Heavenly Father, whose name is above every name, bless us today as we endeavor to do Thy will. Give us spiritual insight equal to the challenge of our material discoveries. Make us aware of our need for Thee and our need for each other, the servant and the served. Save us from folly and deepen our sense of responsibility for each other. Raise up within our midst leaders equal to the times so that the kingdoms of this world may more nearly resemble the kingdom of our God. Through Jesus Christ our Lord. Amen.

THE JOURNAL

The Journal of the proceedings of yesterday was read and approved.

MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Miller, one of his secretaries, who also informed the House that on the following date the President approved and signed bills of the House of the following titles:

On February 15, 1958:

H. R. 3770. An act to rename the Strawn Dam and Reservoir project in the State of Kansas as the John Redmond Dam and Reservoir;

H. R. 6078. An act to provide for the erection of suitable markers at Fort Myer, Va., to commemorate the first flight of an airplane on an Army installation, and for other purposes; and

H. R. 6660. An act to provide that the lock and dam referred to as the Tuscaloosa lock and dam on the Black Warrior River, Ala., shall hereafter be known and designated as the William Bacon Oliver lock and dam.

A SHIFT IN LATIN AMERICAN POLICY

(Mr. PORTER asked and was given permission to extend his remarks at this point in the RECORD.)

Mr. PORTER. Mr. Speaker, many of us have deplored the administration's courtship of Latin American dictators. The other day I received a letter from the State Department in answer to a letter I wrote to the President recommending that he publicly commend the new Venezuelan Government for its moves toward democracy and freedom.

The texts of those letters are included in today's Appendix of the RECORD.

No one, except those who are in control, favors a police state. No one advocates intervention by force by the United States in any country. But we can say clearly and officially that we strongly prefer democracy and freedom to dictatorships.

It is most encouraging to discover at long last that the administration is willing to reflect the deepest beliefs of our citizens and make a public statement in favor of nations who choose democracy and freedom over dictatorships.

PERMISSION TO SIT DURING SESSION OF THE HOUSE

Mr. KILDAY. Mr. Speaker, I ask unanimous consent that Subcommittee No. 2 of the Committee on Armed Services may sit during general debate in the House this week.

The SPEAKER. Is there objection to the request of the gentleman from Texas?

There was no objection.

FELICITATIONS TO DR. BRASKAMP

The SPEAKER. The Chair recognizes the gentleman from Arkansas for 1 minute for a special purpose.

Mr. TRIMBLE. Mr. Speaker, I think I am giving away no secrets when I say that today is the birthday of our beloved Chaplain, Dr. Braskamp, who has done so much and is doing so much for us.

I know I speak the sentiments of every Member of this House as I wish for him a very, very happy birthday and that all his years will be happy ones.

MARGIE C. STEWART

The SPEAKER laid before the House the following message from the President of the United States, which was read:

To the House of Representatives:

In compliance with the request contained in the resolution of the House of Representatives (the Senate concurring therein), I return herewith H. R. 8038, an act for the relief of Margie C. Stewart.

DWIGHT D. EISENHOWER.

THE WHITE HOUSE, February 18, 1958.

WITHDRAWALS, RESERVATIONS, OR RESTRICTIONS OF MORE THAN 5,000 ACRES OF PUBLIC LANDS

Mr. ENGLE. Mr. Speaker, I call up the conference report on the bill (H. R. 5538) to provide that withdrawals, reservations, or restrictions of more than 5,000 acres of public lands of the United States for certain purposes shall not become effective until approved by act of Congress and for other purposes, and ask unanimous consent that the state-

ment of the managers on the part of the House be read in lieu of the report.

The Clerk read the title of the bill.

The SPEAKER. Is there objection to the request of the gentleman from California?

There was no objection.

The Clerk read the statement.

(For conference report and statement, see proceedings of the House of February 17, 1958.)

The SPEAKER. The question is on the conference report.

The conference report was agreed to, and a motion to reconsider was laid on the table.

PRIVATE CALENDAR

The SPEAKER. This is Private Calendar day. The Clerk will call the first bill on the Private Calendar.

WOLFGANG JOCHIM HERMAN SCHMIEDCHEN

The Clerk called the first bill, S. 1414, for the relief of Wolfgang Jochim Herman Schmiedchen.

Mr. HYDE. Mr. Speaker, I ask unanimous consent that the bill (S. 1414) be recommitted to the Committee on the Judiciary.

The SPEAKER. Is there objection to the request of the gentleman from Maryland?

There was no objection.

ACME BAG & BURLAP CO. ET AL.

The Clerk called the bill (S. 1805) for the relief of persons and firms for the direct expenses incurred by them for fumigation of premises in the control and eradication of the khapra beetle.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the Secretary of Agriculture is authorized and directed to pay, out of the unobligated balance of funds appropriated for the fiscal year 1956 in the Department of Agriculture and Farm Credit Appropriation Act, 1956 (Public Law 40), under the appropriation "Salaries and expenses, Agricultural Research Service, plant and animal disease and pest control," the following persons or firms in the amounts set out after their names to reimburse said persons or firms the direct expenses incurred during fiscal years 1955 and 1956 for fumigation of premises under the quarantine and supervision of the Agricultural Research Service and appropriate State agencies for the eradication of the khapra beetle, and thereby provide equitable treatment to said persons or firms who were required to bear these costs prior to the policy established through the enactment of the Second Supplemental Appropriation Act, 1956 (Public Law 533):

Acme Bag & Burlap Co., and Delinting and Seed Treating Co., Phoenix, Ariz., \$1,200; Advance Seed & Grain Co., Phoenix, Ariz., \$9,445.88; Arizona Flour Mills Co., Casa Grande, Ariz., \$7,548; Arizona Flour Mills Co., Glendale, Ariz., \$3,092.20; Arizona Flour Mills Co., Phoenix, Ariz., \$12,645; Arizona Flour Mills Co., Tucson, Ariz., \$8,100; Arizona Grain & Storage Co., Chandler, Ariz., \$5,400; Boyd and Kuhn, Brawley, Calif., \$300; Browns Farm Store, Phoenix, Ariz., \$95; Buckeye Feed & Seed Co., Inc., Buckeye, Ariz., \$6,400; Capital Feed & Seed Co., Cool-

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SEC. 2. No part of the amount appropriated in this act in excess of 10 percent thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the receipt of any sum in excess of said 10 percent shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

SEC. 3. No payment shall be made under this act to the Hayden Flour Mills or the Southwest Flour & Feed Co. unless each such corporation and any Member of Congress who holds stock in either of such corporations at the time such payment is made has made a written agreement with the Secretary of Agriculture that from any funds thereafter payable to any such Member of Congress as dividends (ordinary or liquidating) on such stock there will be repaid to the Secretary of the Treasury to be covered into miscellaneous receipts a sum which bears the same ratio to the aggregate payments made under this act to such corporations by the Secretary of Agriculture as the number of shares of stock so held by such Member of Congress at the time such payment is made bears to the total number of

shares of stock of the corporation outstanding at the time such payments is made.

Amend the title so as to read: "A bill for the relief of Acme Bag & Burlap Co. and others."

The committee amendment was agreed to.

The bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

THOMAS CRUSE MINING & DEVELOPMENT CO.

The Clerk called the bill (S. 652) for the relief of the Thomas Cruse Mining & Development Co.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the Secretary of the Treasury is hereby authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the Thomas Cruse Mining & Development Co., of Helena, Mont., the sum of \$7,500. Payment of such sum shall be in full settlement of all claims of such company against the United States arising when, on October 8, 1942, its mining mill located near Marysville, Mont., and the machinery and equipment therein, were extensively damaged as a result of demolition operations carried on by personnel of the United States Army: *Provided*, That no part of the amount appropriated in this act shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

The bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

ROMA H. SELLERS

The Clerk called the bill (S. 1714) for the relief of Roma H. Sellers.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Roma H. Sellers, of Preston, Miss., the sum of \$12,500. The payment of such sum shall be in full satisfaction of all her claims against the United States for compensation for permanent and personal injuries and pain and suffering sustained by her, and for reimbursement of hospital, medical, and other expenses incurred by her, as a result of the improper administering of an anesthetic in the course of an operation performed on her January 7, 1955, by United States Air Force doctors at the Nazareth Hospital, Mineral Wells, Tex.: *Provided*, That no part of the amount appropriated in this act in excess of 10 percent thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued February 21, 1958
For actions of February 20, 1958
85th-2d, No. 26

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HIGHLIGHTS: House committee reported second supplemental appropriation bill. Sen. Cooper urged continuance of 90-percent price supports for tobacco. Senate concurred in House amendment to bill to relieve certain persons of Khapra beetle expense. Rep. Dixon inserted Asst. Secretary McLain's testimony on wool.

SENATE Feb. 20, 1958

1. TOBACCO. Sen. Cooper urged the Senate Agriculture Committee's Tobacco Subcommittee to follow the lead of the House in rejecting attempts to alter the present 90-percent supports for tobacco, and inserted news articles on the Farm Bureau's support of the present program and the results of the grower referendum in Ky., Tenn., and Va. pp. 2128-9
2. INSECT CONTROL. Concurred in the House amendment to S. 1805, to relieve certain persons of the expenses incurred in kaphra beetle eradication. This bill will now be sent to the President. p. 2132
3. PUBLIC DEBT. The Finance Committee reported without amendment H. R. 9955, to authorize a temporary \$5 billion increase in the public debt limit (S. Rept. 1297). This bill was made the Senate's pending business. pp. 2124, 2148
4. POSTAL SERVICE. The Post Office and Civil Service Committee ordered reported with amendments H. R. 5836, to readjust postal rates and establish a Congressional policy for the determination of such rates. The "Daily Digest" stated the bill would raise \$750 million in revenue, increasing first class local mail to 4¢, non-local to 5¢, post cards to 3¢, providing three 10% raises for second-class mail over the next three years, and increasing the minimum per piece on third-class mail to 2¢ now, 2½¢ on July 1, 1959. pp. D122-3

5. FOREIGN AID. Sen. Smith, N. J., commended the foreign aid program and inserted an editorial concurring with the President's mutual security message. p. 2132
Sen. Wiley announced the National Conference on Foreign Aspects of United States National Security would meet in Washington on Feb. 25 and inserted news releases on the meeting. pp. 2147-8
6. FOREST ROADS. On Feb. 17 Sens. Barrett, O'Mahoney, Watkins, Allott, Bible, Bennett, Dworshak, and Magnuson submitted an amendment to be proposed by them to S. 3088, to amend the Federal-Aid Road Act to authorize appropriations for continuing the construction of highways. The amendment would increase the authorizations for forest highways from \$30 million to \$40 million for fiscal year 1960.
7. POSTAL SERVICE; FORESTRY; PUBLIC WORKS. Sens. Morse, Neuberger, Johnston, Jackson, and Gore discussed the postal rates proposed and the public works program (pp. 2136-42). Sen. Neuberger compared the postal deficit with Forest Service profitable operations (p. 2139). Sen. Morse criticized the lease-purchase programs for public buildings (pp. 2140-1).
8. EDUCATION. Sen. Humphrey inserted an article by Dr. Charles Quattlebaum of the Library of Congress comparing education in Russia and the U. S. and urging a broadly based program to improve U. S. education. pp. 2148-52
9. DAIRY PRICE SUPPORTS. Sen. Humphrey inserted resolutions from the Beltrami, Minn., County Commissioners and the Onamia, Minn., Farmers' Union local, opposing any cuts in dairy price supports and urging legislation to maintain them at present levels. pp. 2122, 2133
10. CORN. Sen. Humphrey inserted a resolution of the Ortonville, Minn., Civic and Commerce Ass'n urging a relaxation of standards on grading 1957 corn to meet Government loan requirements. p. 2122
11. WOOL. Sen. Humphrey inserted a resolution of the Minn. Wool Growers Ass'n urging extension of the National Wool Act without any crippling amendments. p. 2122
12. TRADE AGREEMENTS. Sen. Humphrey inserted a Minneapolis, Minn., Chamber of Commerce resolution urging extension of the Trade Agreements Act for 5 years. pp. 2122-3
13. SCHOOL LUNCH. Sen. Humphrey inserted a resolution of the Central Minn. School Administrators urging increased appropriations for the school-lunch program. p. 2123
14. LEGISLATIVE PROGRAM. Sen. Johnson announced that the postal rate bill would be considered Tues., Feb. 25, to which would be offered an amendment attaching the postal pay bill, and that at the conclusion of action on the bills the Senate would proceed to consider the classified pay raise bill. pp. 2134-6



United States
of America

Congressional Record

PROCEEDINGS AND DEBATES OF THE 85th CONGRESS, SECOND SESSION

Vol. 104

WASHINGTON, TUESDAY, FEBRUARY 18, 1958

No. 24

Senate

The Senate was not in session today. Its next meeting will be held on Wednesday, February 19, 1958, at 12 o'clock meridian.

House of Representatives

TUESDAY, FEBRUARY 18, 1958

The House met at 12 o'clock noon.

Rev. Ted Richardson, pastor of the First Methodist Church, Harlingen, Tex., offered the following prayer:

Our Heavenly Father, whose name is above every name, bless us today as we endeavor to do Thy will. Give us spiritual insight equal to the challenge of our material discoveries. Make us aware of our need for Thee and our need for each other, the servant and the served. Save us from folly and deepen our sense of responsibility for each other. Raise up within our midst leaders equal to the times so that the kingdoms of this world may more nearly resemble the kingdom of our God. Through Jesus Christ our Lord. Amen.

THE JOURNAL

The Journal of the proceedings of yesterday was read and approved.

MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Miller, one of his secretaries, who also informed the House that on the following date the President approved and signed bills of the House of the following titles:

On February 15, 1958:

H. R. 3770. An act to rename the Strawn Dam and Reservoir project in the State of Kansas as the John Redmond Dam and Reservoir;

H. R. 6078. An act to provide for the erection of suitable markers at Fort Myer, Va., to commemorate the first flight of an airplane on an Army installation, and for other purposes; and

H. R. 6660. An act to provide that the lock and dam referred to as the Tuscaloosa lock and dam on the Black Warrior River, Ala., shall hereafter be known and designated as the William Bacon Oliver lock and dam.

A SHIFT IN LATIN AMERICAN POLICY

(Mr. PORTER asked and was given permission to extend his remarks at this point in the RECORD.)

Mr. PORTER. Mr. Speaker, many of us have deplored the administration's courtship of Latin American dictators. The other day I received a letter from the State Department in answer to a letter I wrote to the President recommending that he publicly commend the new Venezuelan Government for its moves toward democracy and freedom.

The texts of those letters are included in today's Appendix of the RECORD.

No one, except those who are in control, favors a police state. No one advocates intervention by force by the United States in any country. But we can say clearly and officially that we strongly prefer democracy and freedom to dictatorships.

It is most encouraging to discover at long last that the administration is willing to reflect the deepest beliefs of our citizens and make a public statement in favor of nations who choose democracy and freedom over dictatorships.

PERMISSION TO SIT DURING SESSION OF THE HOUSE

Mr. KILDAY. Mr. Speaker, I ask unanimous consent that Subcommittee No. 2 of the Committee on Armed Services may sit during general debate in the House this week.

The SPEAKER. Is there objection to the request of the gentleman from Texas?

There was no objection.

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The SPEAKER. The Chair recognizes the gentleman from Arkansas for 1 minute for a special purpose.

Mr. TRIMBLE. Mr. Speaker, I think I am giving away no secrets when I say that today is the birthday of our beloved Chaplain, Dr. Braskamp, who has done so much and is doing so much for us.

I know I speak the sentiments of every Member of this House as I wish for him a very, very happy birthday and that all his years will be happy ones.

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To the House of Representatives:

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DWIGHT D. EISENHOWER.

THE WHITE HOUSE, February 18, 1958.

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There was no objection.

The Clerk read the statement.

(For conference report and statement, see proceedings of the House of February 17, 1958.)

The SPEAKER. The question is on the conference report.

The conference report was agreed to, and a motion to reconsider was laid on the table.

PRIVATE CALENDAR

The SPEAKER. This is Private Calendar day. The Clerk will call the first bill on the Private Calendar.

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The Clerk called the first bill, S. 1414, for the relief of Wolfgang Jochim Herman Schmiedchen.

Mr. HYDE. Mr. Speaker, I ask unanimous consent that the bill (S. 1414) be recommitted to the Committee on the Judiciary.

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shares of stock of the corporation outstanding at the time such payments is made.

Amend the title so as to read: "A bill for the relief of Acme Bag & Burlap Co. and others."

The committee amendment was agreed to.

The bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

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S. CON. RES. 66

IN THE SENATE OF THE UNITED STATES

FEBRUARY 21 (legislative day, FEBRUARY 19), 1958

Mr. MANSFIELD submitted the following concurrent resolution; which was considered and agreed to

CONCURRENT RESOLUTION

1 *Resolved by the Senate (the House of Representatives*
2 *concurring)*, That in the enrollment of the bill (S. 1805) for
3 the relief of Acme Bag and Burlap Company and others,
4 the Secretary of the Senate be, and he is hereby, authorized
5 and directed to make the following corrections, namely, on
6 page 5, in lines 1 and 2 of the engrossed bill, strike out "No
7 part of the amount appropriated in this Act in excess of
8 10 per centum thereof" and in lieu thereof insert: "Not
9 more than 10 per centum of any payment provided for by
10 this Act"; and

11 On page 5, line 4, strike out "this claim" and in lieu
12 thereof insert "the claim for which such payment is made".

CONCURRENT RESOLUTION

Authorizing the enrollment, with certain changes, of the bill (S. 1805) for the relief of Acme Bag and Burlap Company and others.

By Mr. MANSFIELD

FEBRUARY 21 (legislative day, FEBRUARY 19), 1958
Considered and agreed to

Private Law 85-353
85th Congress, S. 1805
March 4, 1958

AN ACT

For the relief of Acme Bag and Burlap Company and others.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is authorized and directed to pay, out of the unobligated balance of funds appropriated for the fiscal year 1956 in the Department of Agriculture and Farm Credit Appropriation Act, 1956 (Public Law 40), under the appropriation "Salaries and Expenses, Agricultural Research Service, Plant and Animal Disease and Pest Control," the following persons or firms in the amounts set out after their names to reimburse said persons or firms the direct expenses incurred during fiscal years 1955 and 1956 for fumigation of premises under the quarantine and supervision of the Agricultural Research Service and appropriate State agencies for the eradication of the khapra beetle and thereby provide equitable treatment to said persons or firms who were required to bear these costs prior to the policy established through the enactment of the Second Supplemental Appropriation Act, 1956 (Public Law 533) :

Acme Bag and Burlap Company, and Delinting and Seed Treating Company, Phoenix, Arizona, \$1,200.00; Advance Seed and Grain Company, Phoenix, Arizona, \$9,445.88; Arizona Flour Mills Company, Casa Grande, Arizona, \$7,548.00; Arizona Flour Mills Company, Glendale, Arizona, \$3,092.20; Arizona Flour Mills Company, Phoenix, Arizona, \$12,645.00; Arizona Flour Mills Company, Tucson, Arizona, \$8,100.00; Arizona Grain and Storage Company, Chandler, Arizona, \$5,400.00; Boyd and Kuhn, Brawley, California, \$300.00; Browns Farm Store, Phoenix, Arizona, \$95.00; Buckeye Feed and Seed Company, Incorporated, Buckeye, Arizona, \$6,400.00; Capital Feed and Seed Company, Coolidge, Arizona, \$1,825.00; Capital Feed and Seed, Gilbert, Arizona, \$2,449.90; Capital Feed and Seed Company, Phoenix, Arizona, \$11,051.00; Casey Seed Company, Phoenix, Arizona, \$912.00; Neal Collins Farm, Yuma, Arizona, \$75.50; Curry County Grain and Elevator Company, Clovis, New Mexico, \$919.80; Desert Feed Store, Phoenix, Arizona; \$28.50; Edward Beals Feed Lot, San Luis, Arizona, \$54.00; Farm Equipment and Supply Company, Parker, Arizona, \$647.26; Farmers Cooperative Marketing Association, Roll, Arizona, \$1,175.00; Farmers Marketing Corporation, Yuma, Arizona, \$1,210.00; Farmers Marketing Corporation Mill, Yuma, Arizona, \$5,675.40; Feeder's Supply Company, Mesa, Arizona, \$225.00; H. P. Fites Ranch, Yuma, Arizona, \$116.00; Henry Frauenfelder Farm, Somerton, Arizona, \$147.14;

Grubbs Hatchery, Yuma, Arizona, \$143.47; Hafley's Market Warehouse, Kingman, Arizona, \$50.23; Hayden Flour Mills, Tempe, Arizona, \$11,100.00; A. W. Johnson, Yuma, Arizona, \$209.42; C. A. Johnson Farm, Somerton, Arizona, \$112.50; Dave Johnson Farm, Somerton, Arizona, \$152.00; Frank Kornegay Farm, Yuma, Arizona, \$231.00; Henry Leivas Farm, Parker, Arizona, \$245.50; R. W. Livingston Farm, Yuma, Arizona, \$73.14; Long's Dairy, Buckeye, Arizona, \$280.00; Arthur McCoy Ranch, Yuma, Arizona, \$50.00; Pearl McCreary Ranch, Gilbert, Arizona, \$64.43; R. H. McElhaney Ranch, Wellton, Arizona, \$953.00; Northrup-King Company, Phoenix, Arizona, \$2,731.50; Northrup-King Seed Company, Yuma, Arizona, \$60.00; Pablo Ortiz Farm, Yuma, Arizona, \$16.00; Phoenix Hay and Feed Company, Phoenix, Arizona, \$460.00; Pratt Feed and Supply Company, Phoenix, Arizona, \$675.00; Quick Seed and Feed Company, Phoenix, Arizona, \$1,829.00; R. F. Richter Feed Store, Parker, Arizona, \$131.51; Robert Seed Company, Texico, New Mexico, \$964.46;

Saint Anthony's Ranch, Mecca, California, \$200.00; Shank Brothers Imperial Company, Brawley, California, \$300.00; Slone Grain Company, Portales, New Mexico, \$891.10;

Arthur Jannusch, Phoenix, Arizona, \$72.60; Southwest Flour and Seed Company, Glendale, Arizona, \$13,632.00; Sterner Farm, Good-year, Arizona, \$65.50; Strange's Market Warehouse, Ajo, Arizona, \$45.50; Jesse P. Stump Farm, Tolleson, Arizona, \$675.00; Hubert Thacker Farm, Yuma, Arizona, \$38.25; Valley Feed and Seed Company, Phoenix, Arizona, \$9,385.88; Western Grain Elevator Company, Mesa, Arizona, \$10,042.00; Whitman Seed Company, Yuma, Arizona, \$4,718.40; Worley Mills, Incorporated, Portales, New Mexico, \$1,664.00; and Yuma County Feed and Seed Company, Yuma, Arizona, \$154.16: *Provided*, That before payment is made these persons and firms shall submit certified vouchers in support of such claims for reimbursement of direct fumigation costs incurred by them.

SEC. 2. Not more than 10 per centum of any payment provided for by this Act shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with the claim for which such payment is made, and the receipt of any sum in excess of said 10 per centum shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

SEC. 3. No payment shall be made under this Act to the Hayden Flour Mills or the Southwest Flour and Feed Company unless each such corporation and any Member of Congress who holds stock in either of such corporations at the time such payment is made has made a written agreement with the Secretary of Agriculture that from any funds thereafter payable to any such Member of Congress as dividends (ordinary or liquidating) on such stock there will be repaid to the Secretary of the Treasury to be covered into miscellaneous receipts a sum which bears the same ratio to the aggregate payments made under this Act to such corporations by the Secretary of Agriculture as the number of shares of stock so held by such Member of Congress at the time such payment is made bears to the total number of shares of stock of the corporation outstanding at the time such payment is made.

Approved March 4, 1958.

